

I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
155-38 (COR)	Telo T. Taitague	AN ACT TO <i>ADD</i> A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING “THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS” ATTACHED HERETO AS EXHIBIT “A”.	6/20/25 2:44 p.m.	6/24/25	Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement.	Request: 6/24/25 Waiver: 6/30/25	7/9/25 9:00 a.m.	7/15/25 As Amended.	Exhibit A



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

July 10, 2025

The Honorable Frank F. Blas Jr.
Speaker

I Mina'trentai Ocho na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

VIA: Honorable Vice Speaker V. Anthony Ada 
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 155-38 (COR) - As Amended

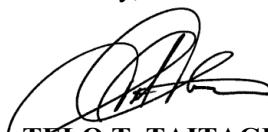
Buenas yan Håfa adai, Speaker Blas

Transmitted herewith is the Committee Report on Bill No. 155-38 (COR), As amended by the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement- *Introduced by Telo T. Taitague* "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS" ATTACHED HERETO AS EXHIBIT "A"."

Committee votes are as follows:

<u>3</u>	TO DO PASS
<u>0</u>	TO NOT PASS
<u>1</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

Sincerely,


TELO T. TAITAGUE
Senator



COMMITTEE ON RULES

RECEIVED:
July 10, 2025 4:13 p.m.
Marie Crisostomo



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

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2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

COMMITTEE REPORT

Bill No. 155-38 (COR), As Amended

Introduced by Telo T. Taitague

AN ACT TO ADD A NEW ARTICLE 3 TO
CHAPTER 1, TITLE 19, GUAM
ADMINISTRATIVE RULES AND
REGULATIONS, RELATIVE TO ADOPTING
"THE RULES AND REGULATIONS FOR THE
ADJUDICATION OF VICTIM CLAIMS"
ATTACHED HERETO AS EXHIBIT "A".



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

July 10, 2025

MEMORANDUM:

TO: All Members
*Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement*

FROM: Senator Telo T. Taitague
Committee Chairperson

SUBJECT: Committee Report on Bill No. 155-38 (COR)- As Amended

Transmitted herewith for your consideration is the Committee Report on **Bill No. 155-38 (COR), As Amended- Introduced by Telo T. Taitague- AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS" ATTACHED HERETO AS EXHIBIT "A".**

This report includes the following:

- Copy of COR Referral of Bill No. 155-38 (COR)
- Notice of Public Hearing
- Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Written Testimonies and Additional Documents
- Committee Vote Sheet and E-mails
- Committee Report Digest
- Copy of Bill No. 155-38 (COR), As Introduced
- Copy of Bill No. 155-38 (COR), with Committee Markup
- Copy of Bill No. 155-38 (COR), As Amended
- Copy of Fiscal Note from the Bureau of Budget & Management Research

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'!

Senator Telo T. Taitague - Chairperson



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

June 24, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

Attorney Darleen Hiton
Legislative Legal Counsel

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Referral of Bill No. 155-38 (COR)**

Håfa Adai,

As per my authority as Chairperson of the Committee on Rules and subject to §6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 155-38 (COR)** –Telo T. Taitague. – “AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING “THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024” ATTACHED HERETO AS EXHIBIT “A”.”

Please ensure that the subject bill is referred to the Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement chaired by Senator Telo T. Taitague. I also request that the same be copied to the Prime Sponsor of the subject bill and to Management Information Services (MIS) for posting on our website.

A copy of the bill is available on our legislative website.

Should you have any questions or concerns, please feel free to contact Kamarin Nelson, Committee on Rules Director at 671-472-2461.



FIRST NOTICE of Public Hearing – Wednesday, July 9, 2025 at 9:00 a.m.

2 messages

Senator Telo Taitague <senatortelot@gmail.com>

1 July 2025 at 10:41

To: phnotice@guamlegislature.gov

Cc: Ed Pocaigue <sgtarms@guamlegislature.gov>

Bcc: Fred Nishihira <fnishihira@oagguam.org>, [REDACTED], Lisa Flores <lflores@adventistclinic.com>, Denise Mendiola <dmendiola@cicccguam.org>, Emmajean Lamb <elamb@oagguam.org>, Thomas Tom Paulino CPA <tpaulino@oagguam.org>, "elbanderson@aol.com" <elbanderson@aol.com>, Maria Pangelinan <maria.pangelinan@gec.guam.gov>, Christiana Ramirez <ana.ramirez@gec.guam.gov>, Tom San Agustin <tom.sanagustin@gec.guam.gov>, varoguam1@yahoo.com, cynthia@guamcoalition.org, Austin Fortuno <afortun@oagguam.org>, Douglas Moylan <dbmoylan@oagguam.org>

July 1, 2025

MEMORANDUM**To:** All Senators, Stakeholders and Media**From:** Senator Telo T. Taitague, Chairperson**Subject:** **FIRST NOTICE of Public Hearing – Wednesday, July 9, 2025 at 9:00 a.m.***Håfa Aдай!*

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Wednesday, July 9, 2025 at 9:00 a.m.** at the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following:

AGENDA:

I. **Bill No. 155-38 (COR)- Introduced by Telo T. Taitague-** *AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING “THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024” ATTACHED HERETO AS EXHIBIT “A.”*

I. **Bill No. 154-38 (COR)- Introduced by Telo T. Taitague-** *AN ACT TO AMEND § 3102 AND ADD A NEW § 3102.1(h) TO CHAPTER 3, TITLE 3, AND AMEND § 3103.3(c)(1) OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING DOCUMENTARY PROOF OF UNITED STATES CITIZENSHIP TO ALIGN GUAM VOTER REGISTRATION PRACTICES WITH FEDERAL ELECTION INTEGRITY STANDARDS.*

II. **Bill No. 153-38 (COR)- Introduced by Telo T. Taitague-** *AN ACT TO AMEND §§ 4102 AND 4104 OF CHAPTER 4, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING PRECINCT REALIGNMENT AND THE COMPOSITION OF PRECINCT BOARDS.*

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com or call (671) 989-8356.

In compliance with the Americans with Disabilities Act (ADA), individuals requiring assistance or accommodation, including virtual attendance via Zoom, should contact the Office of Senator Telo T. Taitague at (671) 989-8356 or email senatortelot@gmail.com.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via *I Liheslaturan Guåhan*'s live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. A notice of this public hearing is also available on the Guam Public Notice Portal: https://notices.guam.gov/notice_detail/6989.

-

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

4 attachments



(For Email) First Notice of Public Hearing- Wed. July 9, 2025, 9AM.pdf

309K



Bill No. 155-38 (COR)-2.pdf

1553K



Bill No. 154-38 (COR).pdf

1523K



Bill No. 153-38 (COR).pdf

1444K



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

July 1, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: FIRST NOTICE of Public Hearing – Wednesday, July 9, 2025 at 9:00 a.m.

Håfa Adai!

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on Wednesday, July 9, 2025 at 9:00 a.m. at the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following:

AGENDA:

- I. Bill No. 155-38 (COR)- Introduced by Telo T. Taitague- AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A."
- I. Bill No. 154-38 (COR)- Introduced by Telo T. Taitague- AN ACT TO AMEND § 3102 AND ADD A NEW § 3102.1(h) TO CHAPTER 3, TITLE 3, AND AMEND § 3103.3(c)(1) OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING DOCUMENTARY PROOF OF UNITED STATES CITIZENSHIP TO ALIGN GUAM VOTER REGISTRATION PRACTICES WITH FEDERAL ELECTION INTEGRITY STANDARDS.
- II. Bill No. 153-38 (COR)- Introduced by Telo T. Taitague- AN ACT TO AMEND §§ 4102 AND 4104 OF CHAPTER 4, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING PRECINCT REALIGNMENT AND THE COMPOSITION OF PRECINCT BOARDS.

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com or call (671) 989-8356.

In compliance with the Americans with Disabilities Act (ADA), individuals requiring assistance or accommodation, including virtual attendance via Zoom, should contact the Office of Senator Telo T. Taitague at (671) 989-8356 or email senatortelot@gmail.com.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via *I Liheslaturan Guåhan's* live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. A notice of this public hearing is also available on the Guam Public Notice Portal: https://notices.guam.gov/notice_detail/6989.

FIRST NOTICE of Public Hearing – Thursday, July 10, 2025 at 9:00 a.m.

 PRINT

**FIRST NOTICE of Public Hearing – Thursday, July
10, 2025 at 9:00 a.m.**

PUBLIC HEARING



 **Posted on:** 07/02/2025 02:13 PM

 **Posted by:** Charissa Manibusan, Committee Director

 **Public Hearing Date:** 07/10/2025 09:00 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF SENATOR TELO TAITAGUE (/notices?division_id=282)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

 **Share this notice**

July 2, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: **FIRST NOTICE of Public Hearing – Thursday, July 10, 2025 at 9:00 a.m.**

Håfa Adai!

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Thursday, July 10, 2025 at 9:00 a.m.** at the Guam Congress Building in the Public Hearing Room. The Committee will hear and accept testimonies of the following:

I. **BILL NO. 149-38 (LS)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills Introduced_38th/Bill%20No.%20149-38%20\(LS\)%20Referred%20Version.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20149-38%20(LS)%20Referred%20Version.pdf)) – Introduced by Therese M. Terlaje- AN ACT TO AMEND § 7160(e), AND § 7161(f), CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO WAIVING VETERANS LICENSE PLATE FEES.

II. **BILL NO. 137-38 (COR)-**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills Introduced_38th/Bill%20No.%20137-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20137-38%20(COR).pdf)) Introduced by V. Anthony Ada- AN ACT TO ADD A NEW § 25.50 TO CHAPTER 25, AND A NEW § 19.82 TO CHAPTER 19, BOTH OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE DEFINITION AND INCLUSION OF INTERFERING WITH THE REPORTING OF CRIMINAL SEXUAL CONDUCT OFFENSES.

III. **BILL NO. 138-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills Introduced_38th/Bill%20No.%20138-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20138-38%20(COR).pdf)) - Introduced by V. Anthony Ada –AN ACT TO AMEND §7.58 OF ARTICLE 2, CHAPTER 7, TITLE 9 GUAM CODE ANNOTATED RELATIVE TO HOLDING PERSONS CRIMINALLY RESPONSIBLE FOR CRIMES COMMITTED AFTER KNOWINGLY, WILLINGLY OR INTENTIONALLY CONSUMING ALCOHOL AND OTHER SUBSTANCES BY REPEALING THE

ALCOHOL AND OTHER SUBSTANCES BY RELAXING THE
LIMITATIONS OF THE INTOXICATION DEFENSE.

The public is invited to provide testimony on the agenda item at the Guam Legislature, Public Hearing Room. Virtual attendance using the Zoom platform is available for persons requiring accommodations, and on a case-by-case basis. Legislative protocol for virtual hearings must be adhered to. Please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com (<mailto:senatortelot@gmail.com>) or call (671) 989-8356 for more information. In compliance with the Americans with Disabilities Act (ADA), individuals requiring assistance or accommodation should contact the Office of Senator Telo T. Taitague at (671) 989-8356 or email senatortelot@gmail.com (<mailto:senatortelot@gmail.com>). The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via *I Liheslaturan Guåhan's* live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams> (<https://www.youtube.com/@GuamLegislatureMedia/streams>). A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing.

SECOND NOTICE of Public Hearing – Wednesday, July 9, 2025 at 9:00 a.m.

1 message

Senator Telo Taitague <senatortelot@gmail.com>

7 July 2025 at 05:45

To: phnotice@guamlegislature.gov

Cc: Ed Pocaigue <sgtfarms@guamlegislature.gov>

July 7, 2025

MEMORANDUM**To:** All Senators, Stakeholders and Media**From:** Senator Telo T. Taitague, Chairperson**Subject:** **SECOND NOTICE of Public Hearing – Wednesday, July 9, 2025 at 9:00 a.m.***Håfa Adai!*

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Wednesday, July 9, 2025 at 9:00 a.m.** at the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following:

AGENDA:

I. **Bill No. 155-38 (COR)- Introduced by Telo T. Taitague- AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING “THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024” ATTACHED HERETO AS EXHIBIT “A.”**

I. **Bill No. 154-38 (COR)- Introduced by Telo T. Taitague- AN ACT TO AMEND § 3102 AND ADD A NEW § 3102.1(h) TO CHAPTER 3, TITLE 3, AND AMEND § 3103.3(c) (1) OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING DOCUMENTARY PROOF OF UNITED STATES CITIZENSHIP TO ALIGN GUAM VOTER REGISTRATION PRACTICES WITH FEDERAL ELECTION INTEGRITY STANDARDS.**

II. **Bill No. 153-38 (COR)- Introduced by Telo T. Taitague- AN ACT TO AMEND §§ 4102 AND 4104 OF CHAPTER 4, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING PRECINCT REALIGNMENT AND THE COMPOSITION OF PRECINCT BOARDS.**

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com or call (671) 989-8356.

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The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via *I Liheslaturan Guåhan's* live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. A notice of this public hearing is also available on the Guam Public Notice Portal: https://notices.guam.gov/notice_detail/7018.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

3 attachments



Bill No. 153-38 (COR).pdf
1444K



Bill No. 154-38 (COR).pdf
1523K



Bill No. 155-38 (COR).pdf
1553K

SECOND NOTICE of Public Hearing – Wednesday, July 9, 2025 at 9:00 a.m.

 PRINT

**SECOND NOTICE of Public Hearing –
Wednesday, July 9, 2025 at 9:00 a.m.**

PUBLIC HEARING



 **Posted on:** 07/07/2025 05:36 AM

 **Posted by:** Charissa Manibusan, Committee Director

 **Public Hearing Date:** 07/09/2025 09:00 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF SENATOR TELO TAITAGUE (/notices?division_id=282)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

 **Share this notice**

July 7, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: **SECOND NOTICE of Public Hearing – Wednesday, July 9, 2025 at 9:00 a.m.**

Håfa Adai!

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Wednesday, July 9, 2025 at 9:00 a.m.** at the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following:

AGENDA:

I. **Bill No. 155-38 (COR)-**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20155-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20155-38%20(COR).pdf)) **Introduced by Telo T. Taitague-** *AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING “THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024” ATTACHED HERETO AS EXHIBIT “A.”*

I. **Bill No. 154-38 (COR)-**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20154-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20154-38%20(COR).pdf)) **Introduced by Telo T. Taitague-** *AN ACT TO AMEND § 3102 AND ADD A NEW § 3102.1(h) TO CHAPTER 3, TITLE 3, AND AMEND § 3103.3(c)(1) OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING DOCUMENTARY PROOF OF UNITED STATES CITIZENSHIP TO ALIGN GUAM VOTER REGISTRATION PRACTICES WITH FEDERAL ELECTION INTEGRITY STANDARDS.*

II. **Bill No. 153-38 (COR)-**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20153-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20153-38%20(COR).pdf)) **Introduced by Telo T. Taitague-** *AN ACT TO AMEND §§ 4102 AND 4104 OF CHAPTER 4, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING*

7, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING
PRECINCT REALIGNMENT AND THE COMPOSITION OF PRECINCT
BOARDS.

If you are interested in participating in the Public Hearing to
provide testimony, please contact the Office of Senator Telo T.

Taitague at senatortelot@gmail.com

(<mailto:senatortelot@gmail.com>) or call (671) 989-8356. In

compliance with the Americans with Disabilities Act (ADA),
individuals requiring assistance or accommodation, including
virtual attendance via Zoom, should contact the Office of Senator
Telo T. Taitague at (671) 989-8356 or

email senatortelot@gmail.com

(<mailto:senatortelot@gmail.com>). The hearing will broadcast on
local television, GTA Channel 21, Docomo Channel 117, and
stream online via *I Liheslaturan Guåhan's* live feed on

YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>

(<https://www.youtube.com/@GuamLegislatureMedia/streams>).

A recording of the hearing will be available online via Guam
Legislature Media on YouTube after the hearing.



PO BOX 368, HAGATNA, GUAM 96932

T. +1 671.637.KUAM
F. +1 671.637.9865

New Order

Revised/Add-On

Info. Update

Advertiser Name

Office of Senator Telo Taitague - 38th
Guam Legislature

Address

Suite 407 DNA Bldg; 238 Archbishop Flores
St.
Hagatna, Guam 96910

Point of Contact

Charissa Manibusan

Order Number

Order Entry Date

Customer PO #

2538PO128

Product Code

RECEIVABLES ACCOUNT

☒ Cash ☐ Trade ☐ Other

ORDER DESCRIPTION

PRODUCTION INFORMATION

Cart # Title: Length:

FOR INTERNAL PURPOSES ONLY

Media Consultant

Christie SA

Notary Required

YES

☒

NO

Billing

Per Spot

Package

☒

Trade

Station	Inc Acct	Rate	Start Date	End Date	AbsTime/Prog. Event	Length	Spot Type	Cart #	M	T	W	TH	F	SA	SU	Per Wk	Total #	Total \$
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KUAM TV

1x :15 Second Commercial on TV8 or TV11 from 12am - 5:59pm - First Notice (Air date: 07/01/25)

1x :15 Second Commercial on TV8 or TV11 from 12am - 5:59pm - First Notice (KUAM Match)

1x :15 Second Commercial on TV8 or TV11 from 12am - 5:59pm - Second Notice (Air date: 07/07/25)

1x :15 Second Commercial on TV8 or TV11 from 12am - 5:59pm - Second Notice (KUAM Match)

1x :15 Second TV Production (text and music bed only)

Contract for Public Hearing on July 09, 2025; 1st and 2nd Notice

MONTHLY TOTALS

Jan _____ Feb _____ Mar _____ Apr _____ May _____ June _____
July _____ 500 Aug _____ Sep _____ Oct _____ Nov _____ Dec _____

SPECIAL INSTRUCTIONS

ORDER TOTALS

Total Spots _____ PKG
Total Dollars \$ 500.00

TV COMMERCIAL FORMAT: We ask that all commercials be formatted to originate in HD 1920x1080 and conform to a 4x3 pillar for Title Safe dimensions for graphics. These will be downconverted on our SD channels. Should a commercial spot be produced in SD, it should be formatted in 720x486 DI format resolution and will be upconverted on HD Channels (DOCOMO 608 and 611).

RESTRICTIONS: 48-hour deadline is KUAM's quality control to ensure that your advertisement airing meets the highest standards. If there is a rush, KUAM is not responsible for quality and standard concerns on behalf of the client.

PAYMENT IS DUE UPON RECEIPT OF NOTICE. In the event of cancellation of this contract prior to its scheduled expiration date and/or failure to remit payment of invoice[s] within 60 days of invoice date, all spots that have run prior to the cancellation date and/or schedules adhered to will be billed at the Rate Card. Client understands and agrees that a finance charge of 10% per month shall accrue on all accounts remaining unpaid one (1) month after invoice date. Client agrees to pay a USD\$25.00 service fee per returned check. There will be a 5% surcharge for all credit card transactions. If payment is not made as required, KUAM may, its option, without notice or demand payment, declare Client's credit account in default, in which case Client's entire balance[s] that are due and payable will be forwarded for collection. Client agrees to accept all consequences and to pay all costs, including attorney's fees, court fees, court costs and other expenses incurred as deemed necessary by KUAM to settle the account.

NON DISCRIMINATION CLAUSE: KUAMPacific Telestations, LLC does not discriminate on the basis of race or ethnicity in the placement, scheduling and completion of purchase of advertising. Any order for advertising that includes any such restriction will not be accepted.

CManibusan

ACCEPTED BY CLIENT

Christie San Agustin

ACCEPTED BY STATION



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guahan • 38th Guam Legislature

NOTICE OF PUBLIC HEARING
Guam Legislature, Public Hearing Room
Wednesday, July 9, 2025 at 9:00 a.m.

The Committee will hear and accept testimony on the following:

AGENDA:

- I. Bill No. 155-38 (COR)**- Introduced by Telo T. Taitague- *AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A."*
- I. Bill No. 154-38 (COR)**- Introduced by Telo T. Taitague- *AN ACT TO AMEND § 3102 AND ADD A NEW § 3102.1(h) TO CHAPTER 3, TITLE 3, AND AMEND § 3103.3(c)(1) OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING DOCUMENTARY PROOF OF UNITED STATES CITIZENSHIP TO ALIGN GUAM VOTER REGISTRATION PRACTICES WITH FEDERAL ELECTION INTEGRITY STANDARDS.*



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

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senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

II. Bill No. 153-38 (COR)- Introduced by Telo T. Taitague- AN ACT TO
AMEND §§ 4102 AND 4104 OF CHAPTER 4, TITLE 3, GUAM CODE
ANNOTATED, RELATIVE TO MODERNIZING PRECINCT REALIGNMENT
AND THE COMPOSITION OF PRECINCT BOARDS.



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
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I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague via electronic mail at senatortelot@gmail.com or call (671) 989-8356. In compliance with the Americans with Disabilities Act (ADA), individuals requiring assistance of accommodation should contact the Office of Senator Telo T. Taitague at (671) 989-8356 or email senatortelot@gmail.com. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via I Liheslaturan Guåhan's live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing.

This ad is paid for by legislature funds.



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
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(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

June 26, 2025

Transmitted via Electronic Mail

Dr. Julie Ulloa-Heath, Executive Director
Victims Advocates Reaching Out (VARO)
varoguam1@yahoo.com

Subject: Invitation to provide testimony on Bill No. 155-38 (COR)

Hafa Adai Executive Director Ulloa-Heath,

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Wednesday, July 9, 2025 at 9:00 a.m. in the Guam Congress Building, Public Hearing room**, to hear the following bill:

- I. **Bill No. 155-38 (COR) - Introduced by Telo T. Taitague** - "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A."

I respectfully request your presence to provide testimony and answer questions from the senate panel on the agenda items. Written testimony may also be submitted prior to the hearing via email to senatortelot@gmail.com or delivered to the Office of Senator Telo T. Taitague Suite 407 DNA Building 238 Archbishop Flores St, *Hagåtña*, Guam 96910. Please contact our office via email or at (671) 989-8356, for any questions or concerns. We look forward to your participation!

Respectfully

Senator Telo T. Taitague, Chairperson



Senator Telo Taitague <senatortelot@gmail.com>

Invitation to provide testimony on Bill No. 155-38 (COR)

1 message

Senator Telo Taitague <senatortelot@gmail.com>
To: varoguam1@yahoo.com

26 June 2025 at 10:16

Hafa adai Executive Director Ulloa-Heath,

Please see the attached invitation to provide testimony on Bill No. 155-38 (COR) - Introduced by Telo T. Taitague- "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A." at the public hearing on Wednesday, July 9, 2025 at 9am.

Please kindly confirm receipt and attendance at your earliest convenience.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

2 attachments



VARO - Invitation to provide testimony on Bill No. 155-38 (COR).docx.pdf
333K



Bill No. 155-38 (COR)-2.pdf
1553K



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

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238 Archbishop Flores St.
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(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

June 26, 2025

Transmitted via Electronic Mail

Cynthia Cabot, Executive Director

Guam Coalition Against Sexual Assault & Family Violence (GCASAFV)

cynthia@guamcoalition.org

Subject: Invitation to provide testimony on Bill No. 155-38 (COR)

Hafa Adai Executive Director Cabot,

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Wednesday, July 9, 2025 at 9:00 a.m. in the Guam Congress Building, Public Hearing room**, to hear the following bill:

- I. **Bill No. 155-38 (COR)** - Introduced by Telo T. Taitague - "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A."

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Respectfully

Senator Telo T. Taitague, Chairperson

Invitation to provide testimony on Bill No. 155-38 (COR)

1 message

Senator Telo Taitague <senatortelot@gmail.com>

26 June 2025 at 10:16

To: cynthia@guamcoalition.org

Hafa adai Executive Director Cabot,

Please see the attached invitation to provide testimony on Bill No. 155-38 (COR)- Introduced by Telo T. Taitague- "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A." at the public hearing on Wednesday, July 9, 2025 at 9am.

Please kindly confirm receipt and attendance at your earliest convenience.

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

38th Guam Legislature

Chairperson**Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement**

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

2 attachments**Guam Coalition - Invitation to provide testimony on Bill No. 155-38 (COR).docx.pdf**

347K

**Bill No. 155-38 (COR)-2.pdf**

1553K



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

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(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

June 26, 2025

Transmitted via Electronic Mail

Elizabeth Barrett-Anderson, Chairperson
Criminal Injuries Compensation Commission
elbanderson@aol.com

Subject: Invitation to provide testimony on Bill No. 155-38 (COR)

Hafa Adai Chairperson Barrett-Anderson and CICC members,

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Wednesday, July 9, 2025 at 9:00 a.m. in the Guam Congress Building, Public Hearing room**, to hear the following bill:

- I. **Bill No. 155-38 (COR)** - Introduced by Telo T. Taitague - "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A."

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Respectfully

Senator Telo T. Taitague, Chairperson

CC: CICC Members



Senator Telo Taitague <senatortelot@gmail.com>

Invitation to provide testimony on Bill No. 155-38 (COR)

1 message

Senator Telo Taitague <senatortelot@gmail.com>

26 June 2025 at 10:15

To: "elbanderson@aol.com" <elbanderson@aol.com>

Cc: Fred Nishihira <fnishihira@oagguam.org>, [REDACTED], Lisa Flores <lflores@adventistclinic.com>, Denise Mendiola <dmendiola@cicccguam.org>, Emmajean Lamb <elamb@oagguam.org>, Thomas Tom Paulino CPA <tpaulino@oagguam.org>

Hafa adai Chairperson Barrett-Anderson and CICC members,

Please see the attached invitation to provide testimony on Bill No. 155-38 (COR) - Introduced by Telo T. Taitague- "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A." at the public hearing on Wednesday, July 9, 2025 at 9am.

Please kindly confirm receipt and attendance at your earliest convenience.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

2 attachments



CICC - Invitation to provide testimony on Bill No. 155-38 (COR).docx.pdf
305K



Bill No. 155-38 (COR)-2.pdf
1553K



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

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I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

PUBLIC HEARING AGENDA

Wednesday, July 9, 2025 at 9:00 a.m.

Guam Congress Building, Public Hearing Room

The Committee will hear and accept testimony on the following:

- I. **Bill No. 155-38 (COR)**- *Introduced by Telo T. Taitague- AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A."*
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- III. **Bill No. 153-38 (COR)**- *Introduced by Telo T. Taitague- AN ACT TO AMEND §§ 4102 AND 4104 OF CHAPTER 4, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING PRECINCT REALIGNMENT AND THE COMPOSITION OF PRECINCT BOARDS.*

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague via electronic mail at senatortelot@gmail.com or call (671) 989-8356.

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The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via *I Liheslaturan Guåhan's* live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing.



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

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Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

June 26, 2025

Transmitted via Electronic Mail

Douglas B. Moylan, Attorney General

Office of Attorney General of Guam

dbmoylan@oagguam.org

Subject: Invitation to provide testimony on Bill No. 155-38 (COR)

Hafa Adai AG Moylan,

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Wednesday, July 9, 2025 at 9:00 a.m. in the Guam Congress Building, Public Hearing room**, to hear the following bill:

1. **Bill No. 155-38 (COR)** - Introduced by Telo T. Taitague - AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A."

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Respectfully

Senator Telo T. Taitague, Chairperson



Senator Telo Taitague <senatortelot@gmail.com>

Invitation to provide testimony on Bill No. 155-38 (COR)

2 messages

Senator Telo Taitague <senatortelot@gmail.com>

26 June 2025 at 10:15

To: Douglas Moylan <dbmoylan@oagguam.org>

Cc: Austin Fortuno <afortuno@oagguam.org>

Hafa adai AG Moylan,

Please see the attached invitation to provide testimony on Bill No. 155-38 (COR) - Introduced by Telo T. Taitague- "AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A." at the public hearing on Wednesday, July 9, 2025 at 9am.

Please kindly confirm receipt and attendance at your earliest convenience.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

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Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

2 attachments



AG - Invitation to provide testimony on Bill No. 155-38 (COR).docx.pdf

306K



Bill No. 155-38 (COR)-2.pdf

1553K

Austin Fortuno <afortuno@oagguam.org>

26 June 2025 at 11:10

To: Senator Telo Taitague <senatortelot@gmail.com>

Cc: Douglas Moylan <dbmoylan@oagguam.org>

Hafa Adai Senator Taitague:

This is to acknowledge receipt of your email regarding the invitation to provide testimony on Bill No. 155-38 (COR).

Thank you!

[Quoted text hidden]

--

Very Respectfully,



AUSTIN G. FORTUNO

Special Projects Coordinator
Administration Division

Office of the Attorney General of Guam

134 W. Soledad Avenue, Suite 412
Hagåtña, GU 96910

Tel: (671) 475-3324 ext. 2150

afortuno@oagguam.org

www.guamattorneygeneral.org

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OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

PUBLIC HEARING SIGN-IN SHEET

Wednesday, July 9, 2025 – 9:00 AM
Public Hearing Room, Guam Congress Building

Bill No. 155-38 (COR) – Telo T. Taitague – “AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING “THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024” ATTACHED HERETO AS EXHIBIT “A”.”

NAME:	AGENCY/ ORGANIZATION	POSITION	TESTIMONY	CONTACT INFORMATION
1. <i>Fred Nishihara</i>	<i>Attorney General</i>	SUPPORT ☒ OPPOSE ☐	WRITTEN ☒ ORAL ☐	
2. <i>Elizabeth Barrett-Anderson CICC</i>		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	(671)
3.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
4.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
5.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
6.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
7.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
8.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
9.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
10.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	



Criminal Injuries Compensation Commission



Elizabeth Barrett-Anderson, Chair
Denise Mendiola, Member

Fr. Michael Crisostomo, Member
Dr. Lisa Flores, Member

July 9, 2025

Senator Telo T. Taitague, Chair
Committee on Economic Investment, Military Buildup, Regional Relations, Technology,
Regulatory Affairs, Justice, Elections, and Retirement
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature
Guam Congress Building, Hagatna, Guam 96910

Re: Support for Bill 155-38

Hafa Adai Madam Chair and Senators:

On behalf of the Criminal Injuries Compensation Commission, I appear here today in support of Bill 155-38, An Act Relative to Adopting the Rules and Regulations for the Adjudication of Victim Claims.

These Rules were originally approved by the Commission in April 2016 and forwarded to the Guam Legislature for filing and promulgation. I cannot recall any specific action on the part of the Legislature to either approve or disapprove the regulations as filed.

Upon my appointment to the Commission in 2021, I inquired of the Compiler of Laws as to the status of publication of the Rules within the Guam Administrative Rules & Regulations (GARR). I was informed by the Compiler that the 2016 Rules did not comport with Legislative filing requirements under the AAL at the time. On July 13, 2017, the Legislature amended the process for adoption of agency rules and regulations under P.L. 34-32, and it is pursuant to that amended statute that these rules have proceeded.

This effort to restart the AAL process was timely as the 37th Guam Legislature amended the CICC statutes under P.L. 37-40 on August 11, 2023, to protect victim confidential information under federal funding requirements. The mandates of P.L.37-40 have been incorporated into these Rules.

The Commission held a public hearing on March 1, 2024, with publications on February 23rd and 28th, 2024, to review the Rules and accept public comment and questions. The Rules were also posted on the OAG website for public review. The Commission approved the Rules at the March 1, 2024, hearing. The Commission's Resolution of approval was forwarded to the Attorney General on April 22, 2024. It was promptly forwarded to the Guam Legislature by the Attorney General for further action. On April 29th however, the Speaker recommended the Rules

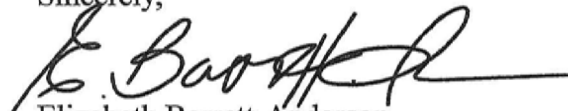
be retracted from filing to obtain the Governor's approval. As a result of preliminary discussions with the Speaker's Office, General Moylan proceeded to transmit the Rules to the Governor of Guam on April 25, 2024, in anticipation of retraction. Retraction was officially requested on May 1, 2024.

The Governor approved the Rules on May 7, 2025. The year long delay focused primarily on the quality of the hearing transcript. Google's YouTube transcription was very poor, and therefore, General Moylan approved ordering an officially produced transcript which took several months.

The Commission has been fully operational since the summer of 2016. The Criminal Injuries Compensation Fund (CICF) continues to be healthy. It is administered by the Department of Administration with a Fund balance of \$1.2M. These monies are collected from fines ordered against defendants who have been sentenced based on convictions for a violent crime as specified in the CICC statute. The Program receives incentive funds from the Office of Victims of Crime (OVC) based on amounts that are awarded. The current federal incentive formula is seventy-five (.75) cents on the dollar. To date we have received \$374,650.00 in incentive funding from OVC. The Commission has awarded to date a little over \$1.05M to victims and eligible applicants. The Fund does not receive direct appropriation from the General Fund. The Commission's administrative funding is incorporated into the fiscal year appropriations of the Office of the Attorney General. The Legislature appropriated \$65K in FY24 and again in FY25 to the OAG directly identified to assistance to the Commission's administrative work.

These Rules in substance address the application and adjudication process for victims to follow in applying for compensation. It has been a very long road to get to this table and hearing today. I respectfully ask the Committee for default approval of these Rules. I am open to any questions you might have regarding the substance of these Rules or the work of the Commission.

Sincerely,



Elizabeth Barrett-Anderson

Cc: Governor
Attorney General
Commission Members



Crime Victims Fighting Back!

Attorney General of Guam's Testimony Supporting Bill No. 155-38

An Act to Adopt the CICC Rules & Regulations for the Adjudication of Victim Claims 2024

(July 9, 2025 9:00am, Legislative Public Hearing)

Hafa Adai. This Testimony is submitted on behalf of the Attorney General of Guam and our client the People of Guam, in support of Bill No. 155-38 (COR), to adopt the Rules and Regulations for the Adjudication of Victim Claims 2024 for the Criminal Injuries Compensation Commission ("CICC").

This AG and our Administration believe in Crime Victims Fighting Back! Part of fighting back is not just the catharsis of Justly incarcerating the guilty criminal. An important element is that a Crime Victim receives restitution or is otherwise made whole.

The Bill seeks to establish and update a framework in which the CICC may award victims of violent crimes compensation for their injuries while at the same time protecting personal health information of crime victims. Crime victims never ask to the violence or injuries perpetrated against them. Yet, without changes to our regulations, a crime victim's medical records may become public and subject to disclosure or public inspection.

These Administrative Rules and Regulations align with the updated Criminal Injuries Compensation Act. AG Moylan's Office helped the CICC to ensure that the rules and regulations meet the grant standards set by the United States Office for Victims of Crimes. This Bill helps to ensure that Guam will continue to receive reimbursement in the amount of seventy-five cents (\$0.75) for each dollar spent on crime victims or in the case of death, their funeral expenses. This Bill helps crime victims and saves our People money. This AG and my client supports this Bill.

Thank you for this opportunity to comment on this legislation.

Respectfully,

Douglas B. Moylan
Attorney General of Guam

Office of the Attorney General
Douglas B. Moylan · Attorney General of Guam

134 W Soledad Avenue · Hagåtña, Guam 96910 · USA
671-475-3324 · 671-475-4703 (fax) · dbmoylan@oagguam.org · www.guamattorneygeneral.org
"Guam's Toughest Law Enforcers"

Messages & Communications Doc. No. 38GL-25-0689. To replace.

From 38th Committee On Rules <committeeonrules@guamlegislature.gov>
Date Thu 6/12/2025 8:50 AM
To Guam Legislature Clerks <clerks@guamlegislature.gov>
Cc Frank Blas Jr. <speakerblas@guamlegislature.gov>

Håfa Adai Clerk’s Office,

Please see attached, **Messages & Communications Doc. No. 38GL-25-0689** for processing:

✓	38GL-25-0689	Office of the Attorney General	Proposed Rules and Regulations Pursuant to the Administrative Adjudication Law "Criminal Injuries Compensation Commission Rules and Regulations for Adjudication of Victim Claims 2024". This is a Transmittal to <i>I Liheslaturan Guahan</i> of Proposed Rules and Regulations Pursuant to the Administrative Adjudication Law "Criminal Injuries Compensation Commission Rules and Regulations for Adjudication of Victim Claims 2024".
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Please retrieve Doc. No. 38GL-25-0689 from link below:

[Messages & Communications Physical Scanned Copy - Google Drive](#)

Kindly reply to this email.



Messages and Communications for 38GL-25-0689*

2 messages

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Fri, Jun 6, 2025 at 11:22 AM

To: committeeonrules@guamlegislature.gov, Sabrina Salas Matanane <office.senatorbri@guamlegislature.gov>

Hafa Adâi,

Due to the size of the pdf, the file has been processed and uploaded to the shared drive under the "38th Mess and Comms" folder.

38GL-25-0689	Office of the Attorney General	Proposed Rules and Regulations Pursuant to the Administrative Adjudication Law "Criminal Injuries Compensation Commission Rules and Regulations for Adjudication of Victim Claims 2024".
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Si Yu'os Ma'âse'

Bernice Rivera

Administrative Assistant



Office of Speaker Frank F. Blas, Jr.

I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagatña

(671)969-6456

speakerblas@guamlegislature.gov

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 38GL-25-0689.pdf

38th Committee On Rules <committeeonrules@guamlegislature.gov>

Mon, Jun 9, 2025 at 8:33 AM

To: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>

Håfa Adai!

Received and thank you.



Si Yu'os ma'âse',

Marie Crisostomo

Committee on Rules Assistant

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

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[Quoted text hidden]



May 21, 2025

38GL-25-0689
OFFICE OF THE SPEAKER
FRANK F. BLAS JR.

JUN 05 2025

Time: 10:32 AM
Received: [Signature]

The Honorable Frank Blas Jr.
Speaker, 38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagatña, Guam 96910

Re: This is a Transmittal to *I Liheslaturan Guahan* of Proposed Rules and Regulations Pursuant to the Administrative Adjudication Law "Criminal Injuries Compensation Commission Rules and Regulations for Adjudication of Victim Claims 2024"

Hafa Adai Speaker Blas:

It is my honor to forward to you, on behalf of the Criminal Injuries Compensation Commission, their 2024 Rules and Regulations for the Adjudication of Victim Claims, approved at a duly noticed and conducted meeting on March 1, 2024, pursuant to the Commission's authority under Title 8 GCA § 161.120 and the Administrative Adjudication Law.

The Office of the Attorney General has determined there is no economic impact to the general public [5 GCA § 9301(i)]. Claims are paid from criminal fines deposited into the Criminal Injuries Compensation Fund (8 GCA §§ 161.71, 161.95) and federal compensation grants to States and territories by the USDOJ Office of Victims of Crime. No General Fund revenue is used to support this program.

I approve these Rules and Regulations and submit them as required by the Administrative Adjudication Law.

Sincerely,

DOUGLAS B. MOYLAN
Attorney General of Guam

cc: CICC Members

Attachments:

- "A" CICC Resolution
- "B" Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims 2024 (pdf)
- "C" and "D" Written and Digital transcripts, respectively

Office of the Attorney General
Douglas B. Moylan · Attorney General of Guam

134 W Soledad Avenue, Suite 412 · Hagatña, Guam, 96910 · USA
Phone 671-475-3324 · Fax 671-477-4703 · dbmoylan@oagguam.org · www.oagguam.org

"Guam's Toughest Law Enforcers"

Doc. No. 38GL-25-0689.*



38GL-25-0689
Messages and Communications

RECEIVED
COMMITTEE ON RULES
June 6, 2025

11:22 a.m.

Marie Crisostomo



OFFICE OF LEGAL COUNSEL

Ufsinan I Maga'hågan Guåhan
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
GOVERNOR OF GUAM

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR OF GUAM

TRANSMITTED VIA CENTRAL FILES

May 16, 2025

DOUGLAS B. MOYLAN

Attorney General of Guam

OFFICE OF THE ATTORNEY GENERAL OF GUAM
590 South Marine Corps Drive, Suite 802
Tamuning, Guam 96913

RE: VICTIM CLAIMS RULES AND REGULATIONS | CF#2024-21505

Håfa Adai Attorney General Moylan:

I Maga'hågan Guåhan has reviewed the following document and found it to be in good standing:

OFFICE OF THE ATTORNEY GENERAL | CF#2024-21505

Criminal Injuries Compensation Commission Rules and Regulations for Adjudication of
Victim Claims 2024

Any questions or concerns can be sent directly to the Legal Counsels via email at: leslie.travis@guam.gov
or jeffrey.moots@guam.gov. You may also call our office at (671) 473-1117/8.

Senseramente,

JEFFREY A. MOOTS

Legal Counsel

Enclosure(s): CF#2024-21505

cc via email: *Maga'hågan Guåhan*
Segundo Maga'låhen Guåhan

RECEIVED
12:51 5/19/25
OFFICE OF THE ATTORNEY GENERAL
LITIGATORS DIVISION

#175768 E. Taimangl

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

TRANSMITTED VIA CENTRAL FILES

May 7, 2025

DOUGLAS B. MOYLAN

Attorney General of Guam

OFFICE OF THE ATTORNEY GENERAL OF GUAM
590 South Marine Corps Drive, Suite 802
Tamuning, Guam 96913

Re: RULES AND REGULATIONS FOR VICTIM CLAIMS 2024 | CF#2024-21505

Håfa Adai Attorney General Moylan:

Pursuant to 5 GCA § 903 (a)(2) I received a printed and electronic copy of the proposed rules and regulations along with a copy of the Commission's record establishing compliance with Article 3 of Chapter 9 of 5 GCA. I have reviewed the file and find that the rules and regulations promulgated by the Commission are consistent with the policy of the requirements of the Commission and the Government of Guam.

Senseramente,

A handwritten signature in dark ink, appearing to read "Lourdes A. Leon Guerrero".

LOURDES A. LEON GUERRERO

I Maga'hågan Guåhan
Governor of Guam

RECEIVED
12:51 5/19/25
OFFICE OF THE ATTORNEY GENERAL
SOLICITORS DIVISION
#175768 E. Tainylo



April 25, 2024

The Honorable Lourdes A. Leon Guerrero
Governor of Guam
Ricardo J. Bordallo Complex
513 West Marine Corps Drive
Hagåtña, Guam 96910

Re: Transmittal "*Criminal Injuries Compensation Commission Rules and Regulations for Adjudication of Victim Claims 2024*"

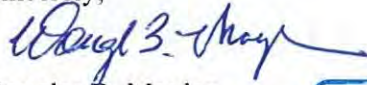
Hafa Adai Madam Governor:

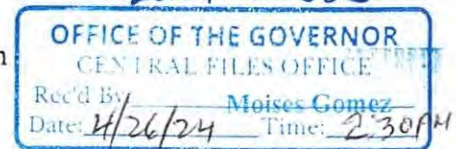
It is my honor to forward to you on behalf of the Criminal Injuries Compensation Commission the "*Criminal Injuries Compensation Commission Rules and Regulations for Adjudication of Victim Claims 2024*" duly adopted at a noticed meeting of the Commission on March 1, 2024. These Rules and Regulations were adopted under the authority of the Commission pursuant to Title 8 GCA §161.120, and in accordance with the Administrative Adjudication Law Title 5 GCA Chapter 9, Article 3.

The Office of the Attorney General has determined there is no economic impact to the general public [5 GCA § 9301(i)]. Claims are paid from criminal fines deposited into the Criminal Injuries Compensation Fund (8 GCA §§ 161.71, 161.95) and federal compensation grants to States and territories by the USDOJ Office of Victims of Crime. No General Fund revenue is used to support this program.

I approve these Rules and Regulations. On behalf of the Commission, we respectfully request your approval at the earliest opportunity.

Sincerely,


Douglas B. Moylan
Attorney General of Guam



cc: CICC Members

Attachments:

- "A" CICC Resolution
- "B" Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims 2024 (pdf)
- "C" and "D" Written and Digital transcripts respectively

Office of the Attorney General
Douglas B. Moylan · Attorney General of Guam

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"Guam's Toughest Law Enforcers"

OFFICE OF THE GOVERNOR
GOVERNOR'S CHAMBER



DATE: 4-26-24

TIME: 3:22 p

RECEIVED BY: DB

GC2024-04179

OFFICE OF THE GOVERNOR
GOVERNOR'S CHAMBER



DATE: 4-23-25

TIME: 4:11 p

RECEIVED BY: DB

GC2025-04132

ATTACHMENT "A"

**RESOLUTION RE ADOPTION AND CERTIFICATION
OF
RULES AND REGULATIONS
for the ADJUDICATION OF VICTIM COMPENSATION**

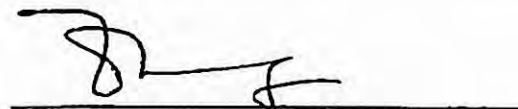
BE IT RESOLVED by the Criminal Injuries Compensation Commission (Commission) that the attached Rules & Regulations were reviewed and adopted at the public hearing to consider these Rules conducted by the Commission on March 1, 2024.

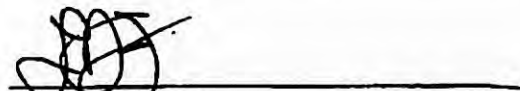
BE IT FURTHER RESOLVED in accordance with the Administrative Adjudication Law the Commission certifies compliance with statutory mandates for promulgation of these Rules and Regulations.

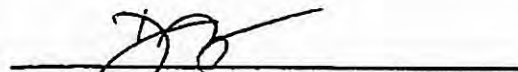
BE IT FURTHER RESOLVED that the Commission attaches a YouTube printed and digital transcript of the public hearing conducted on March 1, 2024. Should a professionally transcribed record be further required by the Legislature, the Commission will request procurement by the Office of the Attorney General of such record.

BE IT FURTHER RESOLVED that there is no economic impact based these Rules and Regulations.


Elizabeth Barrett-Anderson


Rev. Fr. Michael Crisostomo


Dr. Lisa D. Flores


Denise Mendiola

Attachment "B"

CRIMINAL INJURIES COMPENSATION COMMISSION

RULES AND REGULATION for the ADJUDICATION OF VICTIM CLAIMS

2024

[These Administrative Rules & Regulations are promulgated under the authority of Criminal Injuries Compensation Act, Title 8 GCA, Chapter 161, Section 161.120, and the Administrative Adjudication Law 5 GCA Chapter 9, Article 3. Adopted by the Criminal Injuries Compensation Commission on March 1, 2024]

PART 1

SECTION 101. Purpose. These Rules and Regulations are adopted pursuant to the Compensation for Damages from Criminal Activities Act [8 GCA § 161.120] (Act) for the purpose of conducting the administrative business of the Criminal Injuries Compensation Commission ("Commission"), and the procedures for victims of violent crime who suffered injury or death to apply for compensation under the Criminal Injuries Compensation Program (CICP). It is the intent of the Commission to provide for prompt and expeditious review of all applications made under the CICP.

SECTION 102. Definitions. In addition to those terms defined under 8 GCA § 161.10 the following terms are defined and made applicable:

- a. "Adjudicate" means to consider evidence supporting an application for compensation, and to vote to approve or disapprove an award of compensation in whole or in part.
- b. "Applicant" means a victim as defined in 8 GCA § 161.10(i) a spouse, a child of a victim, a dependent of a deceased victim, or a private citizen as defined in 8 GCA § 161.10.
- c. "Collateral source" means amounts or benefits received or to be received from any source, whether from the offender or from any person on behalf of the offender, or from public or private funds, and which amounts or benefits result from or are in any manner, directly or indirectly, attributable to the injury or death which gave rise to the award. 8 GCA 161.100(a) It also includes the personal guarantee of a person for the medical expenses of a deceased victim.
- d. "Funeral expenses" or "burial expenses" means expenses directly related to burial or cremation of the victim; burial plot or crypt; casket, flowers, candles, rental of a funeral home church or location; tents, chairs, food and beverages, funeral booklets, musical services, transportation of the deceased victim to or from Guam. It does not include air or

ground transportation of a person to escort or accompany a deceased victim, or for any person to attend the burial.

- e. "Maintenance of the victim" means the actual providing of direct physical care to a victim such as hospice, food, clothing, personal hygiene needs and may include reasonable temporary lodging and relocation for the safety of the victim not to exceed 30 days but does not include indirect costs such as power or utilities (unless part of lodging), mortgage, or personal financial debts.
- f. "Medical expense" means monetary costs involved in seeking treatment from a licensed medical provider for injury or death caused to a victim of a violent crime as stated in 8 GCA § 161.55. It includes emergency hospital services, medical clinic services, mental health counseling and care, psychiatric care, therapy, medication management, counseling, dental services, dental devices, eyeglasses, corrective lenses, and for services rendered in accordance with traditional methods of healing recognized in Guam.
- g. "Pain and suffering" mean expenses incurred by a victim related to severe or serious physical injury or temporary mental suffering which require counseling to cope with the trauma of victimization. It does not include loss of conjugal relations.
- h. "Pecuniary loss" means damages measured in financial terms, in monetary amounts to include loss of wages or employment, loss of financial support, out of pocket losses associated with maintenance of the victim, repair costs to property necessary for the safety of the victim, or loss to the private citizen directly resulting from property damage under §161.80(d).
- i. "Residency" means the place where a person lives for a period of thirty (30) consecutive days in a calendar year, maintains that person's home and to which, whenever that person is absent, that person has the bona fide intention to return. Indicia of residence on Guam shall include but not be limited to, payment of Guam personal income taxes, maintaining a home or other living accommodations in Guam, having temporarily departed from Guam with the intention of returning, and not being registered to vote in any other State, territory, or country since departing Guam pursuant to Title 3 GCA § 9123.

PART II

GENERAL PROCEDURES

SECTION 201. Membership. The Commission shall be made up of five (5) members appointed by the Governor of Guam with the advice and consent of *I Liheslaturan Guahan*.

SECTION 202. Chairperson / Term Limit. The Commission shall elect a Chair from among the membership who shall serve for a period of two (2) years. A commissioner may be reelected to one consecutive term as Chair for a total of four (4) continuous years, unless no other member expresses interest in serving as Chair, in which case an outgoing Chair may continue to serve for

successive terms without limit. The Chair may be removed without cause by a majority vote of the remaining members, and a new Chair shall be elected immediately.

SECTION 203. Hearings / Working Sessions.

a. Hearings.

A hearing shall be called by the Chair at such times, dates and places as shall be set by the Chair. Additional hearings can be called by a majority of the members in writing requesting the Chair to convene a hearing with a proposed agenda. In the event a Chair refuses to convene a hearing as requested, the Attorney General may convene a meeting *sua sponte*. The Attorney General's Office (OAG) shall provide all administrative support and assistance to the Commission for the purposes of calling hearings including all costs of publication. At a hearing the Commission shall adjudicate applications, take testimony and consider evidence from applicants and supporting witnesses, issue subpoenas, adopt and amend rules and regulations, legislation, review the financial stability of the CICP Fund (Fund), consider and approve the fiscal year budget, recommend fiscal year replenishment of the Fund assets to the Governor and *I Liheslaturan Guahan*, hear public comments, and consider such matters as will improve and benefit the general community in relation to victim compensation.

b. Working Sessions.

The Chair may call a working session for the purpose of discussing administrative or executive matters, including a general review of pending applications. No application can be decided upon, and no action taken with reference to an application at a working session. Administrative matters may include budget preparation, sub-committee reports, communications, program improvement and outreach efforts, as well as legal assistance from the OAG. Working sessions may be conducted via video zoom or teleconferencing, do not require a quorum, are intended to be informal, and not subject to record keeping.

SECTION 204. Quorum.

- a.** A validly convened hearing requires a quorum present. A quorum of the Commission for purposes of a hearing shall consist of three (3) members. No decision of action of the Commission shall be valid without a quorum. No hearing can be convened without a valid quorum. Any decision made in the absence of a valid quorum is void *ab initio*.
- b.** A quorum is not required for working sessions.
- c.** A quorum failure resulting from a lack of Commissioners serving in office due to unfilled vacancies shall be resolved in accordance 8 GCA § 161.15(a), requiring the Attorney General to convene a hearing. Upon resolution of the quorum failure Section 161.15(a) shall no longer be applicable.
- d.** A Commissioner may be considered in attendance for the purpose of establishing a quorum via any video or teleconferencing that permits questions and answers to be properly recorded.

SECTION 205. Vacancy. A vacancy in the membership of the Commission shall be filled only in accordance with statute. 8 GCA § 161.20. The Commission shall notify the Governor and *Liheslaturan Guahan* of a vacancy with a request to have such vacancy filled expeditiously for the benefit of victims of crime.

SECTION 206. Voting. Decisions of the Commission require a vote of three (3) members participating in a validly called hearing. No decision is valid without a quorum vote of three members. A Commissioner who is participating in a hearing via video or teleconferencing shall be permitted to exercise his/her vote. 8 GCA § 161.25.

SECTION 207. Public Notice. All hearings of the Commission shall comply with the notice requirements of the Open Government Law. Working sessions do not require compliance with the Open Government Law. [5 CGA Chapter 8] The Commission is authorized to conduct closed hearings to adjudicate applications for compensation. 8 GCA § 161.30(b), as amended by P.L. 37-40, July 31, 2023.

SECTION 208. Disclosure of Record. Confidential records of victims or eligible applicants are protected from public disclosure, inspection, reporting or discovery without the prior written consent of the victim/eligible applicant, or as compelled by court order, federal or local law. 8 GCA § 161.30(e), as amended by P.L. 37-40, July 31, 2023.

PART III

ELIGIBILITY

SECTION 301. Eligibility. An applicant is eligible to apply for compensation in the following circumstances:

- a. The act or omission resulted in the death or injury to the applicant.
- b. Death or injury occurred within Guam, or if it occurred outside of Guam, the victim or eligible applicant must prove victim was a resident at the time the death or injury occurred and prove that the territory, state, or country in which the crime occurred does not have a crime victim's compensation statute. 8 GCA § 161.50 (a) and (f).
- c. Death or injury resulted from a violent crime enumerated in statute. 8 GCA § 161.55.
- d. Compensation is for the benefit of the victim or person eligible as provided for in statute. 8 GCA § 161.50(a) 1 through 4; 8 GCA § 161.75.

SECTION 302. Burden to Demonstrate Eligibility. The burden of proving eligibility rests wholly with the person who seeks compensation as a victim or eligible applicant.

- a. A copy of the police report containing the criminal history and investigation of the crime is presumptive proof the crime occurred. Invoices for services performed, payment receipts, and other financial documents are required as proof of incurred expenses. Failure to provide such documentation is grounds for disapproval of an application.
- b. Operation of a motor vehicle, boat, or aircraft while impaired or under the influence of alcohol or drugs in violation of 9 GCA § 92101 et seq. with a blood alcohol level or drug impairment over legal limits is sufficient to prove intent that a crime has been committed for purposes of this Act. 8 GCA § 161.55(b).

SECTION 303. Statutory Limitations. An application must be filed within eighteen (18) months of the date of injury, death of the victim, or property damage. 8 GCA § 161.90(a).

PART IV

APPLICATION

SECTION 401. Application Form. Application for compensation under these Rules shall be made using the official administrative form approved by the Commission. No other application form shall be acceptable. An applicant is required to make a sworn declaration attesting to the truthfulness of all information contained in the application.

SECTION 402. Review for Eligibility and Completeness – Referral to Commission.

- a. The administrative staff of the Commission is responsible for reviewing all filed applications promptly to determine whether the applicant is eligible and the completeness of the application. An incomplete application shall not be processed for further consideration. An applicant shall be notified within twenty (20) business days of filing whether the applicant meets eligibility requirements and whether the application is complete or incomplete.
- b. An applicant must provide all supporting documentation including original or certified copies of medical or funeral expenses.
- c. A victim applicant must provide all supporting documentation to prove loss of income, loss of employment or any other pecuniary loss resulting from the injury, including pain and suffering.
- d. An applicant responsible for the care and maintenance of the victim must provide all supporting documentation to prove pecuniary losses.
- e. An applicant, whether at the time of application or after an award is made, must provide evidence of collateral compensation from any source whether from the offender as restitution, or from any person on behalf of the offender, or from public or private funds, and which amounts or benefits result from or are in any manner directly or indirectly attributable

to the injury or death which gave rise to the requested compensation or award, but does not include life insurance benefit to a surviving spouse or dependents of a deceased victim.
8 GCA § 161.100.

- f. Completed applications shall be submitted to the Commission for review, consideration, and adjudication.

PART V

HEARING

SECTION 501. Hearing.

- a. Hearings of the Commission must comply with the Open Government Law, except as authorized under 8 GCA § 161.30(b) and these Rules.
- b. Hearings pertaining to the administrative business of the Commission are open to the public.
- c. Adjudicative hearings pertaining to the taking of testimony and evidence in support of an application for compensation are closed to the public.
- d. The Commission is authorized to hire an Administrative Law Judge (ALJ) to conduct adjudicative hearings on behalf of the Commission and to make dispositive recommendations to approve or disapprove an application for compensation in whole or in part to the Commission.
- e. The hearing shall be informal. Rules of Evidence shall not apply.
- f. The applicant and all witnesses shall testify under oath.
- g. The applicant is entitled to call witnesses and may request the Commission to subpoena the attendance of witnesses. If a subpoena is required for the attendance of a witness, the applicant shall pay civil fees for a witness' attendance equivalent to the same fee allowable by the Superior Court of Guam for attendance of a witness under subpoena.
- h. An applicant is entitled to be represented by counsel at his/her own expense.
- i. The applicant and all witnesses are subject to examination by the Commission. Counsel for the applicant is permitted to examine the witness. An applicant who is not represented by counsel (*pro se*) may present questions to the Commission for consideration of the witness. A *pro se* applicant shall not be permitted to examine witnesses directly.
- j. The burden of proof standard is clear and convincing evidence.
- k. A hearing may be recessed or continued at the discretion of the Commission.

1. All hearings shall be recorded. No written transcript shall be required. In the case of an appeal on the record a digital transcript shall be provided to the applicant and payment of \$25.00 reproduction fee payable to the Treasurer of Guam.

SECTION 502. Medical Examination.

- a. The Commission may order the applicant to be examined by a licensed practitioner appointed by the Chair, specifically requesting a determination that is relevant to a determination of whether the injury was reasonably and likely a result of the acts of the offender as alleged by the applicant. Such examination shall be paid from the administrative funds of the Commission. A report shall be made to the Commission by the appointed practitioner expressing his/her opinion on the issue. The applicant shall be entitled to a copy of the report.
- b. The applicant may rebut the findings of the report at hearing by filing a separate report for the Commission's consideration at the applicant's own expense.

PART VI

DECISION AND APPEAL

SECTION 601. Decision.

- a. The Commission shall render a decision no later than one hundred and twenty days (120) from the date of the final hearing, including any continuances. The Commission may extend rendering its decision for good cause stated in writing to the applicant, and in no event shall the extension exceed thirty (30) more days.
- b. Where the hearing is conducted by an ALJ, the ALJ shall render a recommendation to the Commission within 20 calendar days of the hearing. The Commission may accept or reject the recommended findings and conclusions of the ALJ. The Commission may review the record de novo in deciding whether to accept or reject the ALJ's recommendation. The Commission shall notify the applicant in writing of its final decision.

SECTION 602. Reconsideration. The Commission is permitted to reconsider any decision rendered, either *sua sponte* or on petition of an aggrieved applicant. A reconsideration motion must be filed no later than ten (10) working days after issuance of the Commission's decision. Reconsideration is permitted based on an error or mistake of fact. Reconsideration is not permitted to challenge the Commission's discretionary authority. Reconsideration is limited to the record. No new evidence shall be permitted as the basis for a motion for reconsideration. 8 GCA § 161.45(a).

SECTION 603. Appeal. An aggrieved applicant may appeal the decision of the Commission to the Superior Court of Guam on the sole grounds that the decision exceeded the Commission's authority or jurisdiction, within thirty (30) calendar days after service upon the applicant an original or certified copy of such decision. Except as provided herein, there is no further basis for appeal. 8 GCA § 161.45(b).

SECTION 604. Finality. Except as provided in Section 602, all decisions of the Commission whether to approve or disapprove an award are final decisions of the Commission.

PART VII

AWARD AND ATTORNEY FEES

SECTION 701. Maximum Award. Compensation for medical expenses may be awarded up to the amount of Twenty Thousand Dollars (\$20,000.00), and compensation for all other purposes allowed under this Chapter shall not exceed Ten Thousand Dollars (\$10,000.00). 8 GCA § 161.90(b).

SECTION 702. Attorney Fees. The Commission may order reasonable attorney fees based on an award granted to an applicant as provided in 8 GCA § 161.40. The Commission shall require the attorney to submit an Affidavit of Reasonable Attorney Fees to the Commission within thirty (30) days of the issuance of a final decision of the Commission. An order for reasonable attorney fees is not subject to reconsideration or appeal.

Attachment "C"

Youtube.com Transcript of March 1, 2024 CICC Meeting

**NOTE: Should a professionally produced written transcript be required,
the matter will be requested appropriately.**

okay good afternoon Commissioners and to the general public this is the March 1st 2024 meeting of the criminal injuries compensation commission I call this hearing to order we'll start with the um agenda the first item on the agenda is the the Roll Call may I please have um everyone identify themselves and their pres starting with dror M
pres Barrett Anderson presid chair of the commission Emma could I ask you on the next item on the agenda is to read the open government compliance comp the meeting and agenda were hosted in theam Daily Post on February 23rd 2024 and February 28 2024 and fed posted on the Office of the Attorney General website as well as the government of Public Notices portal as required by law
the meeting is being live streamed on YouTube channel thank you very much commission sure we have minutes from our September let's go look to the minutes now what's the next item on the agenda our September 22nd hearing I'll give you all a few minutes if you've not had time to revie that I have reviewed this with yeah I want to thank you emene you've got the minutes done within a few days after that U that hearing fresh in your mind and fresh in my mind so I have reviewed this I'll give the commission a few minutes to I'll make a motion to go ahead and accept minut
am allv say
on subject to Au correction post direction thank
you the next item on our agenda is um some of the new business we always try to get an idea of where the cicc fund and the fund level is at we did have a report from commissioner Yola last time that Nationwide the criminal injuries allotments to the various States and territories has gone down
B
significantly and that is for the um foca as well as for the compensation funds emene can we have a report on our local cic funding level both if can you split it between the local and the compensation I have the local that the fund has 1 million
23559 32 as of February 27 2024 from the
O Financial based on accounting from the Department of administration this amount does not include amounts paid out on suay September 2022 meeting okay can you give us an idea of the process that those approved amounts are going through and what the status is of their payments so the amount were initially the paperwork with funding requests were initially routed to the Department of administration on January 31st 2024 um and then it was routed again on February 20 2024 because the department of administration on system well they have a new system and so we wanted to make sure whatever was not I guess they
do you have from reporting the amount of the compensation

**CRIMINAL INJURIES COMPENSATION
COMMISSION**

March 1, 2024

COPY

PREPARED BY: **GEORGE B. CASTRO**
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CRIMINAL INJURIES COMPENSATION COMMISSION

Criminal Injuries Compensation Commission (CICC)
Meeting, of Friday, March 1, 2024 was called to order at
the hour of 2:00 p.m., at the Office of the Attorney
General of Guam (OAG), 590 South Marine Corps Dr., Suite
902 Tamuning, Guam. That at said time and place there
transpired the following:

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COURT REPORTER

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1 **TAMUNING, GUAM; FRIDAY, MARCH 1, 2024**

2
3 JUDGE BARRET-ANDERSON: Okay. Good
4 afternoon, Commissioners and to the general
5 public. This is the March 1st, 2024 meeting of
6 the Criminal Injuries Compensation Mission and I
7 call this hearing to order. We'll start with the
8 agenda, and first item on the agenda is the roll
9 call. May I please have everyone identify
10 themselves and their presence starting with Dr.
11 Flores.

12 DR. FLORES: Lisa Flores, present.

13 FATHER CRISOSTOMO: Pa'le Mike
14 Crisostomo, present.

15 MS. MENDIOLA: Denise Mendiola.

16 JUDGE BARRET-ANDERSON: And Elizabeth
17 Barrett-Anderson, the chair of the Commission.
18 Emmajean, could I ask you on the next item on the
19 agenda just to read the Open Government
20 Compliance.

21 MS. LAMB: The meeting and agenda were
22 posted in the Guam Daily Post on February 23rd,
23 2024 and February 28th, 2024, and later posted on
24 the Office of the Attorney General website as
25 well as the Government of Guam public notices

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1 portal as required by law. The meeting is being
2 livestreamed on YouTube channel.

3 JUDGE BARRET-ANDERSON: Thank you very
4 much, Emmajean. Commissioners, we have Minutes
5 from our September, let's go look through the
6 minutes now as the next item on the agenda. Our
7 September 28th second hearing, I will give you
8 all a few minutes if you want that time to review
9 that. I have reviewed this with Emmajean Lamb.
10 I want to thank you, Emmajean, you got the minutes
11 done within a few days after that, that hearing;
12 fresh in your mind and fresh in my mind. So, I
13 have reviewed this with Emmajean. I'll give the
14 commissioners a few minutes to through it.

15 COMMISSIONERS: (review minutes)

16 DR. FLORES: I'll make a motion to go
17 ahead and accept the minutes subject to
18 amendment.

19 JUDGE BARRET-ANDERSON: Do I have a
20 second on that, that motion?

21 MS. MENDIOLA: Second.

22 JUDGE BARRET-ANDERSON: Okay. All those
23 in favor say "aye."

24 COMMISSIONERS: (Aye)

25 JUDGE BARRET-ANDERSON: And the Minutes

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1 have passed subject to correction -- post
2 correction. Thank you.

3 The next item on our agenda is some of
4 the new business. We always try to get an idea
5 of where the CICC fund and the fund level is at.
6 We did have a report from Commissioner Mendiola
7 the last time that nationwide, the Criminal
8 Injuries allotments to the various states and
9 territories has gone down significantly. And
10 that is for the VOCA as well as the compensation
11 funds. Emmajean, can we have a report on our
12 local CICC funding level both -- can you split
13 between the local and the compensation clause?

14 MS. LAMB: I have the local injury. And
15 it is in your binder --

16 JUDGE BARRET-ANDERSON: Yes.

17 MS. LAMB: -- the adjusted CICC fund has
18 \$1,235,591.32 as of February 27, 2024 from the
19 OAG based on accounting from the Department of
20 Administration. This amount does not include --
21 September 2022 meeting.

22 JUDGE BARRET-ANDERSON: Okay. Can you
23 give us an idea, the process that those approved
24 amount are going through and what the status in
25 their gains?

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1 MS. LAMB: So, the amount --

2 JUDGE BARRET-ANDERSON: Uh-huh.

3 MS. LAMB: -- were initially was the
4 paperwork for its funding -- initially routed to
5 the Department of Administration on January 31st,
6 2024. And then it was routed again on February
7 20, 2024 because the Department of Administration
8 -- well, they haven't because they -- (inaudible)
9 -- and so we wanted to make sure whatever was
10 not -- (inaudible).

11 JUDGE BARRET-ANDERSON: Do you have from
12 reporting the amount of the compensation, federal
13 compensation contributions to Guam? Do you have
14 that finding?

15 MS. LAMB: Not --

16 JUDGE BARRET-ANDERSON: The last I
17 remember we were around \$280,000 when I testified
18 last summer in front of the Guam Legislature.
19 Because we have not been able to approve awards
20 due to the statutory issue that we had, we really
21 haven't given out any on very much last year. I
22 think the only thing we gave out last year would
23 have been in September. And if we are to receive,
24 what is it, I think it's 75 cents on the dollar
25 versus 65 cents.

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1 MS. LAMB: I need to confirm --

2 JUDGE BARRET-ANDERSON: For every dollar
3 that we award out, the federal government through
4 the VOCA fund will give, I believe it's 75 cents
5 on the dollar. But if we don't award out because
6 of any difficulties on our being able to process
7 applications, then we don't -- reimburse.

8 What we'll do is we'll request then that
9 Emmajean give us an idea at our next hearing where
10 we stand on the federal compensation
11 reimbursement; but we should still be around
12 \$200,000.00.

13 Any questions to Emmajean regarding the
14 Commission's current fund, that I just want to
15 remind all Commissioners this fund is protected
16 by law, it cannot be touched, it cannot be moved
17 for any other purpose by any government official
18 without the approval of the Attorney General on
19 certain information breached, so. It's a
20 protected. Sometimes when you see that kind of
21 money in a government funding, is somebody going
22 to try to use it for something? No. It's
23 literally protected. It is in the special fund,
24 and not special because it is special, but
25 special in -- (inaudible) -- in which no one can

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1 touch that.

2 Okay. All right, the next item on the
3 agenda is our Annual Conference. Yes. Emmajean,
4 what, when, where is the summer annual conference
5 of Office of Victims of Crime?

6 MS. LAMB: So, we received notice for
7 setting a date, and we have it set for August 5th
8 through 8th, 2024 in New Orleans.

9 JUDGE BARRET-ANDERSON: Uh-huh. And save
10 it -- (inaudible) -- to save the date. I will
11 save it in my -- again, August what?

12 MS. LAMB: Fifth.

13 JUDGE BARRET-ANDERSON: Okay. Last year,
14 Commissioner Mendiola went to the conference. It
15 was a Chicago conference. I would like to propose
16 that we send a Commissioner, Emmajean, from the
17 Commission. And the reason why, I'm thinking we
18 can send two, is we do have, Emmajean, please
19 find that we have federal funds to send you and
20 our administrative assistant, Darren. Jack of
21 all trades. And a Commissioner.

22 In addition to the federal funds, I
23 requested approval of the Attorney General and
24 the Guam Legislature for travel funding from
25 local money, Gov Guam money.

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1 So, we have a local travel and we have
2 our federal travel. And that doesn't hamper the
3 requirement of the Attorney General Office to
4 send under our Victims of Crime Act. The
5 administrator of the VOCA. But we have the
6 ability to send a Commissioner and Emmajean.
7 Dennise has gone. Emmajean had gone because she
8 was the VOCA assistant here. And who is
9 interested in going in August? I am one,
10 interested. Don't be shy.

11 FATHER CRISOSTOMO: I'm by you --
12 (inaudible) -- (laughter).

13 DR. FLORES: (inaudible)

14 JUDGE BARRET-ANDERSON: That's why we
15 wanted to talk about it today, because I'd like
16 to make a request to the Attorney General's
17 Office too and save the date. If you don't want
18 to make any commitments right now, why don't we
19 just think about it. I'm going to let you know
20 I will not be going. I have a scheduling issue.
21 Something is happening this summer.

22 So, keep an opened mind and maybe we can
23 handle this again. We're going to try to have
24 another hearing in April. So, by April --

25 FATHER CRISOSTOMO: Second?

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1 JUDGE BARRET-ANDERSON: Yes.

2 FATHER CRISOSTOMO: We have reassignment
3 in July. So, I'm not sure where I'll be.

4 JUDGE BARRET-ANDERSON: In your job?

5 FATHER CRISOSTOMO: Yes. So --
6 (inaudible) -- priests are be reshuffled.

7 JUDGE BARRET-ANDERSON: And you can't --
8 what do you mean? If you are one of the
9 reshuffled, you can't necessarily leave when
10 you're --

11 FATHER CRISOSTOMO: Yes, we keep our
12 practice with the -- (inaudible) -- the effective
13 dates -- (inaudible) -- and so, leaving in August
14 --

15 JUDGE BARRET-ANDERSON: Yeah.

16 FATHER CRISOSTOMO: -- will probably be
17 it.

18 JUDGE BARRET-ANDERSON: It's like "here's
19 a new job, you're gone."

20 FATHER CRISOSTOMO: Right.

21 JUDGE BARRET-ANDERSON: Okay.

22 FATHER CRISOSTOMO: But I don't know yet.
23 We'll see.

24 JUDGE BARRET-ANDERSON: Okay.

25 FATHER CRISOSTOMO: I don't know if I'll

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1 be going, but --

2 JUDGE BARRET-ANDERSON: But this is
3 always an on-island reassignment, right?

4 FATHER CRISOSTOMO: Correct. Right.

5 JUDGE BARRET-ANDERSON: Okay.

6 FATHER CRISOSTOMO: Yeah, and it's within
7 the island. It's every six years.

8 JUDGE BARRET-ANDERSON: Okay.

9 FATHER CRISOSTOMO: So, it's been that
10 long.

11 JUDGE BARRET-ANDERSON: It sounds like
12 Department of Education, the teachers get
13 reassigned. Was there anything else about the
14 OVC conference in New Orleans that you want to
15 let us know?

16 MS. LAMB: I believe there's a survey, so
17 I will forward that. I think it is asking for
18 something but I'm not sure if it might be
19 relevant. I'll just send.

20 JUDGE BARRET-ANDERSON: It's got the
21 rules? Their new federal rules and regulations
22 that I looked in?

23 MS. LAMB: I think it's probably more
24 detailed towards the actual conference. I think
25 they usually have them in -- (inaudible) --

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1 | showcase the programs.

2 | JUDGE BARRET-ANDERSON: I've done that
3 | before not to the Commission but on other things.
4 | Guam -- (inaudible) -- present a lot of work.

5 | MS. LAMB: Uh-huh.

6 | JUDGE BARRET-ANDERSON: You know, it'd be
7 | nice if Guam and Hawaii got together and make a
8 | presentation at OVC. They rarely know about us
9 | -- (inaudible).

10 | MS. LAMB: Uh-huh.

11 | JUDGE BARRET-ANDERSON: And by the way,
12 | Emmajean did participate -- did you say you
13 | participated in an OVC conference call at 4 a.m.
14 | Guam time?

15 | MS. LAMB: Yeah. Five a.m.

16 | JUDGE BARRET-ANDERSON: Five a.m. Guam
17 | time. Thank you very much, Emmajean. And it was
18 | a -- why don't you let the Commissioners know
19 | about that conference call.

20 | MS. LAMB: So, there was a new director,
21 | Mr. Bronson -- (inaudible) -- specialist, who is
22 | very actively involved with us. We appreciate
23 | him a lot. And then sat down invites, and so --
24 | (inaudible) --

25 | JUDGE BARRET-ANDERSON: And it's still an

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1 issue, right?

2 MS. LAMB: Uh-huh.

3 JUDGE BARRET-ANDERSON: I'm just so glad
4 you woke up at 5:00 in the morning or 4:00 in the
5 morning to get your coffee and make your presence
6 known. I'm sure they were quite surprised and
7 appreciative of Guam being there. So, Mr.
8 Bronson is the director of Office of Victims of
9 Crime?

10 MS. LAMB: He has a specific role, Your
11 Honor, a specific title.

12 JUDGE BARRET-ANDERSON: But not the
13 overall --

14 MS. LAMB: Not the overall -- (inaudible)
15 -- he has --

16 JUDGE BARRET-ANDERSON: Who is "he"?

17 MS. LAMB: I don't know his name. She
18 had us, Jolita had us in different groups. So,
19 it was all fifty states and territories --
20 (inaudible) --

21 JUDGE BARRET-ANDERSON: And Emmajean said
22 that Guam was grouped with the East Coast. And
23 I said, "Emmajean, do they know we are not in the
24 Caribbean? We're in the pacific." I thought,
25 you know, we'd be grouped with Alaska, Hawaii,

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1 California; but she was grouped with the East
2 Coast states.

3 MS. LAMB: Yeah.

4 JUDGE BARRET-ANDERSON: And it gave me a
5 thought that maybe they thought Guam was
6 somewhere in the Caribbean. Well, we'll make
7 sure that they don't make that mistake.

8 MS. LAMB: Okay.

9 JUDGE BARRET-ANDERSON: All right. Next
10 on the agenda is our Budget. I'm going to
11 recommend that we present to the Attorney General
12 just a ditto budget from 2023 -- I'm sorry FY
13 2024. If I recall, our request to the Attorney
14 General and to the Legislature was for
15 \$65,000.00.

16 MS. LAMB: Uh-huh.

17 JUDGE BARRET-ANDERSON: That a majority
18 of that was to pay for a program coordinator. I
19 don't know if, Emmajean, your salary is coming
20 from that budget.

21 MS. LAMB: Oh.

22 JUDGE BARRET-ANDERSON: But I leave that
23 to the Attorney General. We also had supplies
24 and equipment, nominal amounts, and \$5,000 for
25 travel. So, may I suggest that for 2025 we simply

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1 ditto our request to the Attorney General to the
2 Legislature. I believe it was around 65,000;
3 Emmajean?

4 MS. LAMB: Yeah.

5 JUDGE BARRET-ANDERSON: Okay. So, do I
6 have a motion to ditto? Is there anything else
7 that we can think of that we need?

8 DR. FLORES: (inaudible)

9 JUDGE BARRET-ANDERSON: Do you have any
10 financial amount that we put down to request to
11 do an outreach? It's mainly printing I guess,
12 printing --

13 MS. LAMB: Yeah.

14 JUDGE BARRET-ANDERSON: Is there
15 advertisement cost in that?

16 MS. LAMB: (inaudible)

17 JUDGE BARRET-ANDERSON: Emmajean, the
18 Attorney General's Office is required to submit
19 its budget in March. Oh, my God, it's this month.

20 MS. LAMB: Yes.

21 JUDGE BARRET-ANDERSON: It's March.

22 MS. LAMB: Yes -- (inaudible).

23 JUDGE BARRET-ANDERSON: Okay. I'm
24 thinking March 30th. The Governor I believe needs
25 to get their budget, her budget down in June --

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1 January. But from what I recall, it's changed.
2 It used to be the end of March we'd send it down.
3 So, from this hearing, we need to get a memorandum
4 to the Attorney General.

5 MS. LAMB: I think -- (inaudible) -- if
6 I recall -- (inaudible) -- so that it would be
7 in that -- (inaudible).

8 JUDGE BARRET-ANDERSON: Then I think we
9 can still have some money supplies. I might have
10 requested \$2500.00.

11 MS. LAMB: (inaudible)

12 JUDGE BARRET-ANDERSON: So, we'll just
13 ditto for 2025 and I'll get that memorandum to
14 the Attorney General this -- next week, so we can
15 just include it in his budget submittal to the
16 Guam Legislature. Thank you.

17 FATHER CRISOSTOMO: I'll make the motion.

18 JUDGE BARRET-ANDERSON: Yes. Please.

19 FATHER CRISOSTOMO: So moved.

20 DR. FLORES: Second.

21 JUDGE BARRET-ANDERSON: All those in
22 favor, "aye"?

23 COMMISSIONERS: (Aye)

24 FATHER CRISOSTOMO: Your Honor?

25 JUDGE BARRET-ANDERSON: Yes.

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1 FATHER CRISOSTOMO: (inaudible)

2 MS. LAMB: Okay.

3 FATHER CRISOSTOMO: I don't think I --
4 (inaudible).

5 JUDGE BARRET-ANDERSON: Well --

6 MS. LAMB: Oh, yeah -- (inaudible).

7 JUDGE BARRET-ANDERSON: Yeah, we did.

8 FATHER CRISOSTOMO: All right.

9 JUDGE BARRET-ANDERSON: All right. Let's
10 go to the rules and regulations, one of the most
11 important things we're doing here today. What
12 I'd like to do is find Commissioners who's at
13 will. Are there any other members of the public
14 that have -- are in the chat group? Is that what
15 it's called, Will?

16 MR. WIL: Yes. We need to double check.

17 JUDGE BARRET-ANDERSON: Because we are -
18 - I'd like to identify those members of the public
19 who would like to participate and to listen and
20 to add comments on the rules and regulations.
21 That'll be good.

22 MR. WIL: Right now, you're looking at
23 the Zoom -- or looking at the live hearing now
24 on the YouTube. So, there's nobody in there yet.

25 JUDGE BARRET-ANDERSON: Wil, if someone

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1 does come in, please interrupt the Commission so
2 we can identify the person who wants to
3 participate in the review of the Commission on
4 the rules and regulations and make sure that we
5 have full public comments at this time.

6 MR. WIL: Okay. We'll do.

7 JUDGE BARRET-ANDERSON: Commissioners,
8 what you have in front of you, and I believe
9 Emmajean had forwarded -- well, first of all, I'd
10 like to thank you.

11 MS. LAMB: Thank you.

12 JUDGE BARRET-ANDERSON: Emmajean had
13 forwarded the draft to most of you prior to this
14 meeting so you can become familiarize with it.
15 The draft, Wil, can we pull it up on the screen
16 now?

17 MR. WIL: (displays draft on screen)

18 JUDGE BARRET-ANDERSON: This is a 2024
19 draft on the Rules and Regulations for
20 Adjudication of Victim Compensation. The base
21 of this draft is our 2016 approved Rules and
22 Regulations. And this hearing today is to update
23 those 2016 Rules and Regulations to incorporate
24 Public Law 37-4, protecting confidentiality of
25 victim information in our applications. And it

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1 was also an opportunity to make some new changes,
2 and you'll see them marked in red as we go from
3 page by page.

4 Okay. So, again one more time, the base
5 is the 2016 approved Rules and Regulations; but
6 I just remind the Commissioners that our rules
7 and regulations failed promulgation with the
8 Compiler of Laws because those 2016 Rules and
9 Regulations were submitted to the Legislature via
10 the Speaker's Office directed to the attention
11 of the Legislative Secretary which is required
12 by the Administrative Adjudicating Law. Once the
13 Rules and Regulations are approved and they go
14 through the hearing process, reviewed by the
15 Attorney General, they go to the Legislature for
16 90 days. And after the 90 days, those rules are
17 promulgated, approved, deemed approved by the
18 Legislature, and then send to the Compiler to be
19 published and promulgated.

20 According to the Compiler, those 2016
21 Rules could have been addressed to the
22 Legislative Secretary, filed with the Legislative
23 Secretary; not just "Attention Legislative
24 Secretary."

25 So, I tried to argue with the Compiler,

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1 Nieves, "We're not involved with how the Speaker
2 of the Legislature wants incoming information."
3 But she stood her ground and I respect her for
4 standing her ground, and she asked that the
5 Commission re-approve these Rules and
6 Regulations, send them down properly again to the
7 Guam Legislature and then forward it for
8 publication under the Compiler of Laws and under
9 the Guam Administrative Rules and Regulations.

10 You know, it was a blessing in disguise
11 because of the public law. So, once the public
12 law passed and we needed to get to the rules
13 anyway. And so, here we are with these new 2024
14 Rules and Regulations. Okay.

15 FATHER CRISOSTOMO: Your Honor?

16 JUDGE BARRET-ANDERSON: Yes.

17 FATHER CRISOSTOMO: That does not affect
18 any of our rulings as they stand?

19 JUDGE BARRET-ANDERSON: No. No, no. Our
20 rulings and our decisions and approvals in the
21 last several years are in accordance with the
22 statute. And the Rules and Regulations are in
23 accordance with statutes.

24 So, let's get going. Section 101.
25 Purpose. There were no changes to the 2019 rules.

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1 Do we want to go ahead and approve one by one,
2 or just once we get to the -- (inaudible) --

3 FATHER CRISOSTOMO: Yeah -- (inaudible)
4 --

5 JUDGE BARRET-ANDERSON: Okay.

6 FATHER CRISOSTOMO: I agree --
7 (inaudible).

8 JUDGE BARRET-ANDERSON: (laughs) Too
9 many. All those in favor?

10 COMMISSIONERS: (no audible response)

11 JUDGE BARRET-ANDERSON: The next section,
12 there are no questions or changes or suggestions
13 on Section 101 which is Purpose of our Rules and
14 Regulations.

15 We'll go to Section 2, *Definitions*. The
16 first definition that I've added in, the word
17 "Adjudicate," that is in Public Law 37-40. The
18 word that is used for what the Commission does
19 in reviewing and hearing applications is
20 adjudication of the application.

21 I thought that was a great word. But we
22 need to define exactly what is *adjudicates*. And
23 it means to consider evidence supporting an
24 application for compensation and to vote to
25 approve or disapprove an award of compensation

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1 whole or in part. The key term is "vote," is
2 "voting." Because sometimes you think
3 "adjudicate" with the term "hearing." What
4 adjudication is for us is -- (inaudible) -- make
5 a decision and we vote on it. Any questions on
6 that?

7 COMMISSIONERS: (none so indicate)

8 JUDGE BARRET-ANDERSON: The next is the
9 -- (inaudible) -- I put in the term "Applicants."
10 Again, with the statute that we had just passed,
11 we added "spouse." We changed, we deleted the
12 term "relative." We defined "dependent." And
13 so, an *applicant* is a victim. An *applicant* can
14 be a spouse, a child, a victim, a tentative
15 deceased victim, or person who is a private
16 citizen under the statute.

17 So, these are the classes of people that
18 can apply. Again, it does not include, and we
19 have talked about this before, godparents, it
20 doesn't include sibling, it doesn't include in-
21 laws. We have a very narrow definition of
22 *Applicant* in accordance with this statute.

23 Item C is "*Collateral Source*" means
24 *amount or benefit received or to be received from*
25 *any source whether from the offender or from a*

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1 person on behalf of the offender, or from a public
2 or private funds, and which amounts or benefits
3 result from or are in any manner, directly or
4 indirectly, attributable to the injury or death
5 which gave rise to the award. It also includes
6 the personal guarantee of the person for the
7 medical expenses of a deceased victim.

8 I thought that was good to have, a little
9 bit more broader explanation of what collateral
10 source means. Medicare's collateral source,
11 restitution of collateral source, insurance,
12 benefits. I think those are the most common.
13 Any questions?

14 COMMISSIONERS: (none so indicate)

15 JUDGE BARRET-ANDERSON: Okay. We're
16 adding -- I've added for "Funeral expenses" food
17 and beverage. Musical services, we used to have
18 choirs and musical services. And transportation
19 of the deceased victim to or from Guam. But it
20 does not include air or ground transportation of
21 a person to escort or accompany a deceased
22 victim, or for any person to attend the burial.
23 We have had request by family members for air
24 transportation from the states to come to Guam.
25 And we denied that; so I thought we'd put that

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1 in. Any questions on the -- we don't pay for an
2 escort accompany lodging. Or do you want to?

3 COMMISSIONERS: (pause)

4 JUDGE BARRET-ANDERSON: If there are no
5 questions on that or concern, we go to "E."

6 "Maintenance of the victim." This one I
7 would like some discussion. As you can see, May
8 include the temporary lodging and relocation for
9 the safety of the victim not to exceed 30 days.
10 That came to my attention when I was reading the
11 -- what is it, Emmajean? OVC sent out to all the
12 states revised rules and regulations for the
13 Victim Compensation Act. And I took it upon
14 myself to go to that and kind of looked through
15 it.

16 I read through the whole thing and I
17 noticed that an allowable cost for maintenance
18 of a victim was for temporary lodging for the
19 safety of the victim. And I thought, "Well, that
20 makes a lot of sense if you have to go to a hotel
21 or some lodging." So, that is an allowable cost
22 under OVC's rules and regulations. What I have
23 here is, if we want to do this, power, water
24 services not to exceed 90 days used for the direct
25 benefit of the victim. But not to include payment

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1 for personal financial debts. I have the word
2 "rent" there, and -- (inaudible).

3 If Commissioners have concern about
4 having to pay water or utilities that are
5 directed toward the benefit of the victim for 90
6 days, that's long. So, you have three months and
7 our water and power bills are extremely,
8 extremely expensive; so, the 90 days --
9 (inaudible) -- are going to get more expensive.

10 So, I threw out there for discussion
11 because we've never done water and power before,
12 and if we do, is water and power for 90 days too
13 much? But it came to my attention because if
14 there is a maintenance of a victim, then --
15 directly to benefit the victim, water and power
16 seems to be off set, would be reasonable.

17 FATHER CRISOSTOMO: Yeah.

18 JUDGE BARRET-ANDERSON: And especially in
19 light of the fact that temporary logging (sic),
20 the location, the safety of the victim also is
21 something that OVC finds it acceptable. Any
22 comments on -- I am neither here nor there. You
23 want to cross it out, I'm fine with it. And just
24 stop at 30 days.

25 FATHER CRISOSTOMO: Thirty days.

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1 JUDGE BARRET-ANDERSON: Thirty days.

2 FATHER CRISOSTOMO: I tend to agree with
3 it. I'd like to see that happen only because
4 working with victims -- (inaudible) -- we have
5 many victims who come to -- (inaudible) -- like
6 the Ali Shelter. They were specific also as to
7 what they did; many of them just need a place to
8 go to. Sometimes they don't want to go to a
9 shelter for whatever reasons. So, they'll come
10 to the other nonprofits asking if we could house
11 them, lodge them for a period of time, things
12 like that; even though they're a victim. Ali
13 Shelter will take them in because they are
14 victims, but they always end up at the end of the
15 pool.

16 And so, I think this will help them. And
17 then of course the power and water. They're going
18 to tend to, the victims always get to be the ones
19 to pay for that anyway -- (inaudible) -- actually
20 it was Public Health -- (inaudible) -- so, I
21 intend to vote on these.

22 DR. FLORES: I vote intending to mean
23 against it. So, I'm not closing the lodging, the
24 relocation, I guess the burden of proof is just
25 again where that can be a slippery slope. I mean

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1 I don't intend to go back on the date, but the
2 power and water, I mean, again --

3 JUDGE BARRETT-ANDERSON: It's difficult.

4 DR. FLORES: It's like another thing to
5 have to negotiate. That's my only reservation
6 with the power, water choice.

7 JUDGE BARRET-ANDERSON: Are you okay with
8 the lodging and relocation?

9 DR. FLORES: Yes. Again, it's -- we know
10 we can identify it is for the safety of the
11 victim. Again, I'm just trying to anticipate
12 issues with the power and water and how -- and
13 now we're dealing with a minus fee -- (inaudible)
14 -- the timeframe and --

15 JUDGE BARRET-ANDERSON: We have the form,
16 but it does not include cost such as power,
17 utilities, mortgage. And I guess rent will be
18 allowed, temporary lodging. So, it's the -- you
19 want to go back to the way this 2016 Rules had
20 brought on the water and power? Feeling it
21 worthy?

22 DR. FLORES: That's before our meeting.
23 Yeah. So, that's my feeling at this point, it's
24 another thing that we're going to just have to
25 keep out -- (inaudible) -- request. Who's the

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1 name, who is it under? Who's paying for the bill?
2 There's a lot more thing that's going to come up
3 that will make it real confusing. Is it under
4 the victim's name? Is it under somebody else's
5 name? That's going to leave more questions that
6 we have to keep out, the family wants to --
7 (inaudible) -- keep out.

8 JUDGE BARRET-ANDERSON: Pa'le Mike, can
9 I ask a question? You were, in terms of water
10 and power, were you trying to merge that with
11 temporary lodging and relocation in 30 days such
12 as if they were to rent an apartment for 30 days
13 that water and power in the rental?

14 FATHER CRISOSTOMO: That would be my --
15 yes, that was kind of my understanding. I assumed
16 that. But this is somewhere they will go to, and
17 that because of the rules that they have 90 days
18 -- or 30 days I believe -- (inaudible) -- so we
19 can limit that thing. We have 30 days. So, if
20 we -- that's not -- (inaudible) -- so that one
21 power bill for that particular fund, the
22 Commission will not pay for that. As opposed to
23 if they were living elsewhere and they're --
24 (inaudible) --

25 JUDGE BARRET-ANDERSON: If you go to a

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1 motel, it's included. But if you go to a rental
2 --

3 FATHER CRISOSTOMO: Right.

4 JUDGE BARRET-ANDERSON: -- it's not
5 included.

6 FATHER CRISOSTOMO: Well, what if they go
7 to a friend's house? That's where I think you
8 were coming in to who's house, how do we know you
9 stayed there for 30 days? That type of thing.
10 So, I can understand that.

11 JUDGE BARRETT-ANDERSON: It makes it more
12 complicated.

13 FATHER CRISOSTOMO: Yeah. Because it's
14 several days --

15 JUDGE BARRET-ANDERSON: Because it's not
16 just the victim who benefits from water and power
17 at a location; whoever is staying there.

18 FATHER CRISOSTOMO: But if we're willing
19 to pay like a rental, why can't we include that
20 as a rental too? Only because a hotel can be
21 allocated -- (inaudible) -- and identify those -
22 - (inaudible) -- as opposed to staying at a
23 friend's house? We don't have -- let's say they
24 -- (inaudible) -- and we ask if they stayed there,
25 it's -- (inaudible) --

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1 DR. FLORES: So, if under somebody
2 else's name and not the applicant, not the
3 victim, who are we paying out the money to?

4 FATHER CRISOSTOMO: Like the other
5 vendors, I believe we would pay it directly to -
6 -

7 DR. FLORES: A lateral --

8 FATHER CRISOSTOMO: -- (inaudible) -- GTA
9 -- or I mean GPA -- under their name.

10 JUDGE BARRET-ANDERSON: We don't have a
11 definition also where it's temporary lodging.

12 FATHER CRISOSTOMO: Right.

13 JUDGE BARRET-ANDERSON: Relocation.

14 FATHER CRISOSTOMO: Correct.

15 JUDGE BARRET-ANDERSON: And that's where
16 the question is can that include a rent. Does
17 it include rent? What comes with rent, water and
18 power? What comes with a motel? All-inclusive
19 is water and power. We could define "Lodging."
20 We defined "Relocation." That's out. Now,
21 Denise, do you have -- (inaudible).

22 MS. MENDIOLA: (no audible response)

23 JUDGE BARRET-ANDERSON: Well, it sounds
24 like what we don't want to have temporary lodging
25 is a friend's house.

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1 DR. FLORES: (inaudible)
2 FATHER CRISOSTOMO: Because what if the
3 motels are -- (inaudible) --
4 DR. FLORES: (inaudible)
5 FATHER CRISOSTOMO: -- booked?
6 DR. FLORES: (inaudible)
7 JUDGE BARRET-ANDERSON: Oh, wow. Okay,
8 so --
9 DR. FLORES: (inaudible)
10 FATHER CRISOSTOMO: (inaudible)
11 JUDGE BARRET-ANDERSON: -- so we have
12 opened a pandoras box and it is only because I
13 did see from the regs that they did. And it makes
14 sense for a victim that is looking for safety.
15 And the most common situation would be a victim
16 goes to an inexpensive motel; stay there's for
17 30 days. But we don't define what a temporary
18 lodging or relocation is, it could be Tsubaki, I
19 mean, if we don't define it.
20 DR. FLORES: Correct. Four thousand,
21 four thousand dollars being taken off island,
22 it's not like they can drive cross another state
23 comparing to have to go off island.
24 FATHER CRISOSTOMO: When they need a
25 passport --

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1 DR. FLORES: (inaudible)

2 FATHER CRISOSTOMO: So, what if they need
3 a passport?

4 DR. FLORES: (inaudible)

5 JUDGE BARRET-ANDERSON: Okay.

6 Commissioners, what we could do is just go back
7 to the 2016 Rules and leave as is. We can keep
8 discussing this matter --

9 FATHER CRISOSTOMO: Yeah.

10 JUDGE BARRET-ANDERSON: -- as we go
11 along.

12 FATHER CRISOSTOMO: I think we need to
13 revisit VARO and Ali Shelter and see what their
14 policy is on relocation and lodging.

15 DR. FLORES: Uh-huh.

16 FATHER CRISOSTOMO: And maybe we can get
17 an idea from them so we could -- and then we could
18 come back to this after.

19 JUDGE BARRET-ANDERSON: So, Emmajean, I
20 know you're taking the notes. If we go back to
21 the 2016 rules and regulations, I believe it
22 basically says "Maintenance" means *The actual*
23 *providing of direct physical care to a victim*
24 *such as hospice, food, clothing, personal hygiene*
25 *needs, but does not include cost of power and*

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1 utility, mortgage rent, or payments for personal
2 financial debts. So, we'll just go back into
3 that.

4 FATHER CRISOSTOMO: Yeah.

5 JUDGE BARRET-ANDERSON: Thank you very
6 much, Commissioners. Good discussion.

7 DR. FLORES: (inaudible)

8 JUDGE BARRET-ANDERSON: And with Medical
9 Expense. "Medical expense" means monetary costs
10 involved in seeking treatment from a licensed
11 medical provider for injury or death, that's
12 under the statute, 20- -- put that back in there.
13 Cost to the victim of a violent crime, as listed
14 in our statute. It includes -- the addition that
15 it includes, The emergency hospital services,
16 medical clinic services, now again, this comes
17 from what I saw in the OVC rules and regulations.
18 So, these are not my words, I actually copied it.

19 DR. FLORES: Uh-huh.

20 JUDGE BARRET-ANDERSON: Medical clinical
21 services, mental health counseling and care,
22 psychiatric care, therapy, medication
23 management, counseling, dental services, dental
24 devices, eyeglasses or corrective lenses, and for
25 services rendered in accordance with traditional

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1 | *methods of healing recognize in Guam. That is*
2 | *something that OVC recognizes as allowable costs*
3 | *for medical expenses.*

4 | DR. FLORES: Uh-huh.

5 | JUDGE BARRET-ANDERSON: Traditional
6 | medicine. That's interesting.

7 | DR. FLORES: And this is like off island
8 | trip?

9 | JUDGE BARRET-ANDERSON: Uh-huh. In
10 | "traditional methods of healing recognized in
11 | Guam." And I --

12 | DR. FLORES: I get that.

13 | FATHER CRISOSTOMO: I feel like we were
14 | given this from a medical side of this --
15 | (inaudible) -- it is very broad for us.

16 | JUDGE BARRET-ANDERSON: Uh-huh.

17 | FATHER CRISOSTOMO: And now --
18 | (inaudible) --

19 | JUDGE BARRET-ANDERSON: Do we ask -- do
20 | we do eyeglasses?

21 | FATHER CRISOSTOMO: Right.

22 | JUDGE BARRET-ANDERSON: Do we do dental?

23 | DR. FLORES: Right.

24 | FATHER CRISOSTOMO: I think we did.

25 | JUDGE BARRET-ANDERSON: Yes, we did. We

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1 did. So, we're right on par.

2 FATHER CRISOSTOMO: Yeah.

3 JUDGE BARRET-ANDERSON: So, if that helps
4 us; medical expenses is broad. But here we have
5 --

6 FATHER CRISOSTOMO: Device.

7 JUDGE BARRET-ANDERSON: We do have a cap
8 of 20,000.

9 FATHER CRISOSTOMO: Yes.

10 JUDGE BARRET-ANDERSON: (inaudible)

11 FATHER CRISOSTOMO: (inaudible)

12 JUDGE BARRET-ANDERSON: Anybody? Dr.
13 Flores?

14 DR. FLORES: (inaudible)

15 JUDGE BARRET-ANDERSON: All right. *Pain*
16 *and Suffering*, no change. *Pecuniary loss*. I
17 *added repair costs to property necessary for the*
18 *safety of the victim, or loss to the private*
19 *citizen directly resulting from property damage.*
20 Property damage is generally not something we
21 award except to private citizens. The statute
22 allows for property damages for a private citizen
23 who comes to the aid of law enforcement or to
24 even the victim. And I think I remember -- did
25 we give property damage to the victim? No, we

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1 don't. And I was looking, why in the world is
2 property damage even discussed for the private
3 citizen -- (inaudible). Only to private citizen
4 who comes to the aid of a law enforcement or to
5 the victim; and so does property damage here,
6 161.80(d) is entitled to claim property damage,
7 so.

8 DR. FLORES: Uh-huh.

9 JUDGE BARRET-ANDERSON: So, I'd put that
10 -- put that in(pauses). OVC did say repairs to
11 property necessary for the safety of victims.
12 That may be repairing their window, repairing
13 their door.

14 FATHER CRISOSTOMO: (inaudible)

15 JUDGE BARRET-ANDERSON: If it's for the
16 safety of the victim --

17 FATHER CRISOSTOMO: Yeah.

18 JUDGE BARRET-ANDERSON: Any discussion
19 about property damage? Subject to repair cost
20 for property necessary for the safety of the
21 victim? And I took the words from OVC. Followed
22 by "the safety of the victim. That makes kind
23 of sense there.

24 FATHER CRISOSTOMO: Yeah.

25 JUDGE BARRET-ANDERSON: Window, door,

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1 something's broken. Any discussion?

2 COMMISSIONERS: (none so indicate)

3 JUDGE BARRET-ANDERSON: *Residency, no*
4 *change in the 2016 rules. Part 2 is our General*
5 *Procedures. A Commissioner may be reelected to*
6 *a one consecutive term. I can't remember when*
7 *my term ends.*

8 FATHER CRISOSTOMO: Well, that's going to
9 have to do -- (inaudible) --

10 DR. FLORES: A year long?

11 JUDGE BARRET-ANDERSON: But I can serve
12 for one consecutive term. And if the chair may
13 be -- (inaudible) -- the chair is removed, and a
14 new chair needs to be elected immediately. Here,
15 we go to the *Hearings* and this is where our public
16 law comes in.

17 *A hearing shall be called by the Chair.*
18 *Go down further, The AG's Office shall provide*
19 *all administrative support. At a hearing the*
20 *Commission shall adjudicate applications. That*
21 *comes from the word extension. We adjudicate*
22 *applications.*

23 *We take evidence, we hear supporting*
24 *witnesses, we could issue subpoenas and adopt and*
25 *amend rules and regulations. Going down further,*

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1 we can amend rules and regulation, legislation,
2 review the financial stability of the fund
3 consider and approve the fiscal year budgets.
4 And hear public comments. And consider such
5 matters as to improve and benefit the general
6 community in relation to victim compensation. I
7 did a little narrative or grammatical changes in
8 bold.

9 *Working Sessions.* Working session to
10 *include a general review of pending applications.*
11 I know what we try to do is receive a call from
12 Emmajean, so we just have an idea of how many
13 cases there are; and Commissioner Mendiola said
14 she enjoyed that portion, get some idea rather
15 than just coming cold until our hearings and
16 having to deal with it.

17 So, I added just a general idea of how
18 many cases we have, what are they, but no
19 decisions made; just it helps us do our job
20 better. *Subcommittee reports, communications*
21 *committee where program improvement and outreach*
22 *efforts,* as Commissioner Mendiola is talking
23 about, we need to get out there.

24 *As well as legal assistance from the OAG,*
25 *does not require a quorum for a working session.*

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1 It's informal and not subject to record keeping.

2 Section, that was Section Part 2 to 203.
3 Part 2 Section 204, our Quorum. I added, Any
4 decision in the absence of a valid quorum is void
5 ab initio. That means it's void from the
6 beginning and should not even be -- it's just a
7 legal term I put in.

8 The Vacancy, I added the Commission shall
9 notify the Governor and the Legislature of a
10 vacancy with a request to have such vacancy
11 filled expeditiously for the benefit of victims
12 of crime. I think we have in our agenda, and
13 we'll get to that. We have a vacancy and I know
14 we really need to get that position filled,
15 absolutely. This also is a requirement under the
16 new statute that we -- the Governor and
17 lieutenant can meet with the Legislature
18 promptly.

19 No changes to 206, no changes to 207 --
20 oh, there is a change in 207. At the last
21 sentence, The Commission is authorized to conduct
22 closed meetings to adjudicate applications --
23 closed hearings, right? Closed hearings?

24 FATHER CRISOSTOMO: Yes.

25 DR. FLORES: Closed hearings.

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1 JUDGE BARRET-ANDERSON: To adjudicate
2 applications for compensation.

3 Section 208 is the new one. It's brand
4 new and complies with 37-40. Confidential
5 records of victims or eligible applicants are
6 protected from public disclosure. Under a new
7 Guam law.

8 Part 3, Eligibility, Section 301, no
9 change.

10 Section 302, Burden to Demonstrate
11 Eligibility. I broke it down into a sub-part
12 (a), (b), and (c). A copy of the police report
13 -- this is subsection (a) A copy of the police
14 report containing the criminal history and
15 investigation of the crime is presumptive proof
16 the crime occurred. And we've often had
17 discussions, well, what does Emmajean look at as
18 proof that a crime was committed? Those are some
19 of the things that -- "I got assaulted last
20 night," but there are no reports from the police.

21 A police report is a presumption that a
22 crime was committed. But it doesn't mean we
23 disregard someone coming in and saying that "I
24 got assaulted." And we probably would say
25 "you're still within your statute of limitations;

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1 you really should report this so we could have a
2 police report."

3 Invoices for service performed, payment
4 receipts and other financial documents are
5 required as proof of incurred expenses. Failure
6 to provide such documentations is ground for
7 disapproval of an application. Emmajean, you
8 have those applications come in based on police
9 reports?

10 MS. LAMB: Yes.

11 JUDGE BARRET-ANDERSON: Do we say, "You
12 need to bring a police report?"

13 MS. LAMB: We do.

14 JUDGE BARRET-ANDERSON: We encourage them
15 to get a police report?

16 MS. LAMB: Yes.

17 JUDGE BARRET-ANDERSON: Because it's
18 certainly, like I said, we have now adopt these
19 rules. This is the presumption that the crime
20 was committed and it's when we actually start
21 counting the statute of limitations.

22 MS. LAMB: Most of the data that we
23 presented.

24 JUDGE BARRET-ANDERSON: Data that was
25 presented?

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1 MS. LAMB: Yeah. I mean --

2 JUDGE BARRET-ANDERSON: Yeah, with the
3 police report, we start counting that date. The
4 more difficult situation is where a victim
5 doesn't file a report. We haven't had a situation
6 like that. But we'll deal with it if that day
7 comes.

8 MS. LAMB: Uh-huh.

9 JUDGE BARRET-ANDERSON: But we do
10 encourage use of a police report. And hopefully
11 most victims are -- have a report of a crime
12 committed against them.

13 FATHER CRISOSTOMO: This is the report of
14 when the police report is filed or dated --
15 (inaudible) -- or date of when it was filed? So,
16 the evening that --

17 JUDGE BARRET-ANDERSON: So, the police
18 report --

19 FATHER CRISOSTOMO: -- it happened --

20 JUDGE BARRET-ANDERSON: Yeah, the police
21 report will have dated -- or date of crime --

22 FATHER CRISOSTOMO: Yeah.

23 JUDGE BARRET-ANDERSON: Yeah. The date
24 of -- (inaudible) -- that's what we need. Because
25 sometimes police officers take a few days to --

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1 FATHER CRISOSTOMO: Right.

2 JUDGE BARRET-ANDERSON: -- to get it into
3 their system --

4 FATHER CRISOSTOMO: Yeah.

5 JUDGE BARRET-ANDERSON: -- in their
6 police system.

7 FATHER CRISOSTOMO: Yeah.

8 JUDGE BARRET-ANDERSON: So, the police
9 reports do have date of crime..

10 (b) is Operation of a motor vehicle,
11 boat, or aircraft while impaired or under the
12 influence of alcohol or drugs in violations of
13 the Safe Streets Act. With a blood alcohol level
14 or drug impairment over legal limits. The legal
15 limit is 0.08; it is sufficient to prove intent
16 that a crime has been committed for purposes of
17 this act.

18 This was in some of my discussion with
19 the Assistant Attorney General Janice Camacho
20 regarding drunk-driving and proving intent that
21 a crime was committed, when you're drunk-driving,
22 whether do you intend, when you're driving drunk,
23 that you're going to kill somebody, probably not.
24 But if you are over the 0.08 limitation, then the
25 presumption is you committed a crime because you

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1 | went over that. So, I thought we should put that
2 | in here for in line with burden of proving
3 | eligibility that a crime was committed.

4 | The last one is, (c) *Medical expense is*
5 | *- and this is something that I've read before,*
6 | *is personal to the applicant and does not survive*
7 | *the death of the applicant unless the application*
8 | *is filed prior to the death in which case the*
9 | *proceedings may continue before the Commission*
10 | *with the legal representative of the decedent's*
11 | *estate.*

12 | We've had situation where victim has
13 | incurred expenses, an adult victim had incurred
14 | expenses, and has passed away, and a family
15 | member who was a personal guarantor to the
16 | hospital came in requesting compensation. And
17 | in one case, I voted negative but the Commission
18 | was unanimous; you did approve that.

19 | Subsequently, I understood the
20 | communicating provision; but I still think that
21 | it can go forward but it has to be the estate.
22 | And that's in the statute. The estate of the
23 | victim is the one who should come before the
24 | Commission requesting compensation so that the
25 | estate is not at fault. Not that the personal

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1 guarantor is -- (inaudible). Anybody else's
2 thoughts?

3 COMMISSIONERS: (none so indicate)

4 JUDGE BARRET-ANDERSON: You remember
5 Janice saying that we've approved those claims
6 because even though a mother guaranteed to the
7 hospital, the services were for the benefit of
8 the victim. And that's what Janice focused on.
9 The services of the hospital were for the benefit
10 of the victim. Victim dies. So, we said, well,
11 it's for the benefit of the victim, we will pay
12 them off. That way the mother of the applicant
13 was not burdened by Guam Memorial Hospital going
14 after them.

15 But (c) would disallow us from doing
16 that. And it would have to be a probate and an
17 estate person coming -- (inaudible) -- we don't
18 have to have it. Do you want it written?

19 DR. FLORES: I can say that an estate --
20 (inaudible) --

21 JUDGE BARRET-ANDERSON: Unless the victim
22 filed for -- (inaudible).

23 DR. FLORES: The victim is -- (inaudible)
24 --

25 JUDGE BARRET-ANDERSON: Been injured and

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1 then died during, after having -- (inaudible).

2 DR. FLORES: -- and it seems --
3 (inaudible) -- during the situation --
4 (inaudible) -- and that is not the first time.

5 JUDGE BARRET-ANDERSON: They have come
6 here to apply for compensation because the
7 services were rendered for the benefit of the
8 victim at the time. And that's where I raised,
9 and Janice and I have been back and forth legally.
10 My position was because Section 161.115 of the
11 statute reads pretty much what (c) says, *Medical*
12 *expense is personal to the applicant and does not*
13 *survive the death of the applicant.*

14 DR. FLORES: (inaudible)

15 JUDGE BARRET-ANDERSON: (inaudible)

16 FATHER CRISOSTOMO: (inaudible)

17 JUDGE BARRET-ANDERSON: So, if the
18 applicant -- if a victim died and didn't --
19 (inaudible) -- that's it.

20 FATHER CRISOSTOMO: It ends.

21 JUDGE BARRET-ANDERSON: It ends. If the
22 victim --

23 FATHER CRISOSTOMO: Applies.

24 JUDGE BARRET-ANDERSON: -- applied and
25 dies, well, they'll need to represent.

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1 DR. FLORES: But it they are a victim and
2 they may not ever regain consciousness, so
3 they're taught to apply.

4 JUDGE BARRET-ANDERSON: Correct.

5 DR. FLORES: I struggle. I've reached
6 out -- (inaudible) -- guarantor -- (inaudible) -
7 -

8 FATHER CRISOSTOMO: Yeah -- (inaudible).

9 DR. FLORES: That is what I am talking
10 about -- (inaudible) --

11 FATHER CRISOSTOMO: They're not --

12 DR. FLORES: And you're in shock that
13 your relative or whoever is there -- (inaudible)
14 -- or whatever, I don't think they know half of
15 what they are signing. And so, --

16 FATHER CRISOSTOMO: They should come to
17 you.

18 DR. FLORES: -- to leave the burden on
19 the family member, for me, that is a struggle.
20 The victim would have not been in that situation
21 they were in.

22 JUDGE BARRET-ANDERSON: Yeah.

23 DR. FLORES: It's terminal.

24 JUDGE BARRET-ANDERSON: And I think, Dr.
25 Flores, you raised a very strong position that

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1 the committee had taken previously in this type
2 of situation where I have raised my concern as a
3 lawyer when Ms. Jackie says *the medical expense*
4 *is personal to the applicant and does not provide*
5 *death of the applicant* once the applicant dies -
6 - (inaudible) -- and that's what the statute --
7 but we don't have to put it in the rules.

8 DR. FLORES: To me -- (inaudible) -- I'm
9 trying to figure where is that in the rules.

10 JUDGE BARRET-ANDERSON: Okay. Let's get
11 the statute, 161.115.

12 DR. FLORES: (inaudible)

13 JUDGE BARRET-ANDERSON: It's called
14 survival on a basis. Do you have that? Page 17
15 of the statute?

16 DR. FLORES: I don't.

17 JUDGE BARRET-ANDERSON: Go over --
18 (inaudible) -- anyone in the chat? Anybody on
19 the phone?

20 MR. WIL: No.

21 DR. FLORES: So, the -- I am reading
22 certain parts -- (inaudible).

23 JUDGE BARRET-ANDERSON: Restitution is
24 the top -- (inaudible).

25 DR. FLORES: Okay.

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1 JUDGE BARRET-ANDERSON: So, when Janice
2 and I were going back and forth, I pointed to 115
3 and she says, "You Honor, you might be right."
4 "This person." So, the right to compensations,
5 person, the victim, does not survive the victim's
6 -- doesn't survive the victims. The victim or
7 beneficiary, does not survive the death of a
8 person or beneficiary in time, provided that if
9 such death occurs after the application for
10 compensations been filed with the Commission.

11 DR. FLORES: It says beneficiary --
12 (inaudible) --

13 JUDGE BARRET-ANDERSON: Right.

14 DR. FLORES: -- to signing off on the
15 guarantee.

16 JUDGE BARRET-ANDERSON: Such as --
17 (inaudible) --

18 FATHER CRISOSTOMO: (inaudible)

19 JUDGE BARRET-ANDERSON: Yeah, let's take
20 a -- (inaudible) -- Beneficiary. Provide that
21 if such death occurs after an application for
22 compensation has been filed -- (inaudible) --
23 with the Commission -- (inaudible) -- the legal
24 representation. You know, Dr. Flores, you're
25 absolutely correct. I know people that don't

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1 mind opening probate. People don't do pro se
2 probates.

3 FATHER CRISOSTOMO: Very expense.

4 JUDGE BARRET-ANDERSON: Yeah. It is. To
5 start you need at least Five thousand dollars
6 just to go through the notice process and the
7 time and --

8 DR. FLORES: I just -- (inaudible) -- the
9 victim -- (inaudible) -- anything to pass on to
10 somebody else. They got a bill, unfortunately,
11 that bill is what they are placing on someone.
12 But the beneficiary, I guess is the --
13 (inaudible) -- it's not a benefit because --

14 JUDGE BARRET-ANDERSON: It says, but --

15 DR. FLORES: But here it says is the
16 result of a criminal act.

17 JUDGE BARRET-ANDERSON: I like the term
18 beneficiary -- (inaudible) -- do you want to
19 delete (c) and just go with the statute? Because
20 the statute is written in more --

21 DR. FLORES: Yeah. Uh-huh.

22 JUDGE BARRET-ANDERSON: -- so, except
23 legal representative. "But may continue with a
24 legal representative," or may want to continue
25 with somebody else. It's not --

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1 FATHER CRISOSTOMO: I think --
2 (inaudible) --

3 JUDGE BARRET-ANDERSON: We go with
4 whoever is the beneficiary?

5 FATHER CRISOSTOMO: That'll be --
6 (inaudible) -- I'd go with this.

7 DR. FLORES: The full sentence.

8 FATHER CRISOSTOMO: Yeah.

9 JUDGE BARRET-ANDERSON: Okay. All those
10 in favor?

11 COMMISSIONERS: (Aye)

12 JUDGE BARRET-ANDERSON: Aye. Sealed.
13 Thank you. Thank you for that decision.

14 Part 4 and we're almost done. A couple
15 more pages, the *Application Form*, Section 401,
16 *approved by the Commission*. So, we used to --

17 FATHER CRISOSTOMO: Yeah, statute of --
18 (inaudible).

19 JUDGE BARRET-ANDERSON: Ah, statute of
20 limitations; I'm sorry. Section 303, *Statute of*
21 *Limitations*. I put the words "of the victim"
22 because that's in the statute, 161.90(a) does say
23 "death of the victim," so -- (inaudible).

24 Part 4 is the *Application Form* process.
25 So, we used to attach the *Application Form A* to

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1 our rules and regulations. I recommend we don't
2 do that because it gets promulgated under the
3 rule process leaving flexibility. So, the word
4 is, *the official administrative form approved by*
5 *the Commission.* Don't attach a form to this.

6 402 is *Review of Eligibility and*
7 *Completeness - Referral to the Commission.* I put
8 -- I think it used be the OAG back as the
9 administrative staff of the Commission, they are
10 becoming a more viable commission with
11 Administrative Staff, like Emmajean.

12 So (a), (b), (c), (d) and (d), instead of
13 using the word "allowable losses." Because I
14 don't know what that is. We have a definition -
15 - (inaudible) -- pecuniary loss. I can't make -
16 - the definition pecuniary loss refers to the
17 maintenance and care of the victim; (e) no
18 change, (f) we will just add the word
19 "adjudication."

20 Part 5 is the *Hearing.* These all come
21 from pretty much the new law. *Hearings of the*
22 *Commission must comply with Open Government*
23 *except as authorized with these rules and the*
24 *law.*

25 *Hearings pertaining to administrative*

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1 business are open to the public. Adjudicative
2 hearings pertaining to the taking of testimony
3 and evidence in support of an application are
4 closed. The Commission is authorized to hire an
5 ALJ to conduct administrative hearings, so
6 somewhere in the future we want to be able to do
7 that. On behalf of the Commission to make
8 dispositive recommendations to approve or
9 disapprove an application for compensation in
10 whole or in part. So, an ALJ that we hire, merely
11 makes the recommendation up or down.

12 No changes to (e) and (f), and (g), (h);
13 (i) changed. Added, An applicant who is not
14 represented by counsel may present questions to
15 the Commission for consideration, which means
16 that if the witness -- I'm sorry, the applicant
17 would like a question asked, the applicant cannot
18 be the one asking the question; they can submit
19 that to the chair and we ask the question.

20 If I determine or the chair determines
21 that it is inappropriate questions, then -- so I
22 don't think an applicant should be allowed to
23 cross examine a witness but should be allowed to
24 ask questions that -- and this just comes to mind,
25 my judicial days, when we have a pro se, I try

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1 to restrict what a pro se can ask because it can
2 get out of control. And so, as the judge and as
3 the chair, will create the types of questions
4 that an applicant can ask.

5 FATHER CRISOSTOMO: Your Honor?

6 JUDGE BARRET-ANDERSON: Uh-huh.

7 FATHER CRISOSTOMO: Can I go back to
8 (e)?

9 JUDGE BARRET-ANDERSON: Yes.

10 FATHER CRISOSTOMO: It is important to me
11 -- (inaudible) -- informal, the Rules of Evidence
12 -- (inaudible).

13 JUDGE BARRET-ANDERSON: That's usually
14 what's -- it is used to plan -- you are not in a
15 full legal trial type situation. I --

16 FATHER CRISOSTOMO: That would be used as
17 a default -- (inaudible).

18 JUDGE BARRET-ANDERSON: Court
19 proceedings are somewhat more formal. So, the
20 certain commission, this commission, any other
21 administrative type agency does not follow the
22 Rules of Evidence. We want to say that because
23 once you get into that phase there's objections
24 -- (inaudible) -- Rules of Evidence are primarily
25 the rules of the court.

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1 FATHER CRISOSTOMO: Okay.

2 JUDGE BARRET-ANDERSON: Does any
3 Commissioner have any questions with allowing us
4 to screen questions from the applicant?

5 COMMISSIONERS: (none so indicate)

6 JUDGE BARRET-ANDERSON: So (j), (k), and
7 (l), no changes. Section 502, Medical
8 Examination, no changes.

9 Part 4 is *Decision and Appeal*. Changes
10 to 601(b). Where the hearing is conducted by an
11 ALJ, the ALJ shall render a recommendation to the
12 Commission within 20 days of the hearing. An ALJ
13 is normally a well trained lawyer, and so in 20
14 calendar days they should be able to quote the
15 law and make a recommendation.

16 The Commission may accept or reject the
17 recommendation. Recommend findings and
18 conclusions of the ALJ, the Commission may review
19 the record de novo in deciding whether to accept
20 or reject the ALJ's recommendation. I would
21 assume it's going to happen where the ALJ says
22 deny, "deny this." And we might have some
23 concerns, we don't have another hearing, we just
24 go back to the record which will record, and
25 Emmajean keeps record of, we listen to that and

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1 then we make our own decision. The Commission
2 shall notify the applicant in writing of its
3 final decision.

4 So, ALJ can hear it, make recommendation,
5 we accept it, we reject it, and we go back in the
6 record, and we must notify the applicant of the
7 final decision. I think we do such a great job,
8 we don't need the ALJ. But it is always nice to
9 have that option of an ALJ.

10 Reconsideration. Reconsideration, I
11 added, is limited to the record. We don't take
12 more testimony, we just listen to the record.
13 And that might come in a situation where someone,
14 if we reject an open application and we ask for
15 a second finding. I like reconsideration. We
16 don't have another hearing. We just listen to
17 everything forward.

18 603 is the appeal process. No change.
19 Part 604, *Finality*, no change.

20 Part 7 is *Attorney's Fees*. I added on
21 701, *Compensation awarded on these amounts is*
22 *aggregated for all existing and future expenses*
23 *incurred by the applicant*. I don't know what was
24 in my mind through that sentence. Applicant
25 comes in, files, and during the course of medical

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1 treatment, there are more expenses that come up
2 as time goes on. And I wanted to say something
3 to the effect that once we award an amount, that
4 takes in consideration what's here and what may
5 occur. Otherwise, we award here and then they
6 come back and want some more, and we haven't
7 really had that kind of situation.

8 DR. FLORES: I think -- (inaudible) --

9 FATHER CRISOSTOMO: I think that is
10 psychological services as a result of the
11 applicant -- (inaudible) -- we award it. We
12 usually award because -- (inaudible) --

13 JUDGE BARRET-ANDERSON: Well, I can see
14 a situation where they come up with receipts for
15 treatment after we make an award here.

16 FATHER CRISOSTOMO: Yeah.

17 JUDGE BARRET-ANDERSON: But we've already
18 made an award. So, basically what I want to say
19 is when we make an award, that's it. It ends it.
20 Everything, all the receipts, everything before
21 that, and there may be future medical expenses,
22 but compensation awarded on these amounts is
23 aggregated for all existing and future expenses
24 incurred by -- (inaudible) -- maybe I didn't say
25 it quite right. It's a negative way of saying

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1 it.

2 DR. FLORES: Typically, how do we --
3 (inaudible) -- an award, we're not looking to get
4 a return, we're not making it in full, there are
5 other categories that can -- (inaudible) -- we
6 had some cases where what do we do -- (inaudible)
7 -- we will table this, come back again, and then
8 once we make a decision, we move forward with
9 that. That's it. Otherwise -- (inaudible) --
10 there's a statute where again I think our goal
11 is to be focused on, we're not fixing it. Because
12 one real option, we are providing what we can.
13 We're not going to make it whole based on what
14 we reward. So, at this point -- (inaudible) --
15 we will never have the proper -- (inaudible).

16 JUDGE BARRET-ANDERSON: And that's what
17 I'm trying to get at. We're not here to make an
18 award for your future expenses. It's for
19 expenses incurred at the time that we hear the
20 case and make an award. That is it.

21 *So, compensation awarded on these amounts*
22 *is aggregated for all existing expenses incurred*
23 *by the applicant. Or we can just take it out.*
24 Because I think our discussion you are -- to that
25 very, very point. We don't go beyond what

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1 receipts are for expenses incurred when you hear
2 it. That's what -- (inaudible).

3 DR. FLORES: (inaudible)

4 JUDGE BARRET-ANDERSON: Is determined by
5 compensatory damages with rewards before it.
6 They are future loss -- (inaudible) --

7 FATHER CRISOSTOMO: So moved.

8 JUDGE BARRET-ANDERSON: All right, any
9 motion?

10 FATHER CRISOSTOMO: So moved.

11 JUDGE BARRET-ANDERSON: And all those in
12 favor?

13 COMMISSIONERS: (Aye)

14 JUDGE BARRET-ANDERSON: Okay. And the
15 last one is *Attorney Fees*. The Commission may
16 order reasonable attorney's fees based on an
17 award granted to an applicant. Statute, I think
18 this should require the attorney to submit an
19 *Affidavit of Reasonable Attorney Fees* to the
20 Commission within 30 days of the issuance of a
21 final decision of the Commission. An award of
22 attorney's fees is not subject to
23 reconsideration.

24 And with that, Commissioners, I'll ask
25 one more time, are there any persons in the public

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1 who want -- who have participated and would like
2 to ask a question on these rules and regulations?
3 Wil, is there anybody in the chat room?

4 MR. WIL: No.

5 JUDGE BARRET-ANDERSON: Okay.

6 FATHER CRISOSTOMO: That's it.

7 JUDGE BARRET-ANDERSON: Commissioners,
8 we are done with our rules and regulations. I
9 would like to get this to the Attorney General
10 of Guam, discuss this with Fred, have him review
11 it, send to the Attorney General, and prepare a
12 correspondence with the Attorney General and to
13 Speaker with the Legislature and to get these
14 signed. May I have a motion?

15 DR. FLORES: I make the motion to approve
16 this amendment.

17 JUDGE BARRET-ANDERSON: Subject to the
18 rules and regulations as amended.

19 DR. FLORES: As amended.

20 MS. MENDIOLA: Second.

21 JUDGE BARRET-ANDERSON: And all those in
22 favor, signify by saying "aye."

23 COMMISSIONERS: (Aye)

24 JUDGE BARRET-ANDERSON: Aye. Ladies and
25 gentlemen, the Criminal Injuries Compensation

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1 Commission Rules and Regulations for the
2 Adjudication of Victim Compensation 2024 is
3 formally adopted on March 1st, 2024. Thank you
4 for that and it is awesome.

5 Hopefully, we can just get to the work of
6 applications. We will go down to request to the
7 Governor which is New Business, Item E, Request
8 to the Governor to Fill the Vacancy. Does anyone
9 just want to talk to the Governor? I'll make a
10 formal request.

11 FATHER CRISOSTOMO: Yeah.

12 JUDGE BARRET-ANDERSON: You know of any
13 -- (inaudible) -- if we know of a candidate we
14 can recommend to the governor.

15 DR. FLORES: I was just amazed that --
16 (inaudible) --

17 FATHER CRISOSTOMO: (inaudible)

18 JUDGE BARRET-ANDERSON: And we will spend
19 our time going back down -- (inaudible) -- you
20 were the last one.

21 FATHER CRISOSTOMO: Yeah.

22 JUDGE BARRET-ANDERSON: 2025 or 2026

23 FATHER CRISOSTOMO: Around the corner
24 too.

25 JUDGE BARRET-ANDERSON: Emmajean, please

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1 -- (inaudible) -- I'll prepare a letter off, if
2 you don't mind I will sign it and send it to the
3 Governor directly -- (inaudible).

4 And with that, we are on recess from live
5 broadcasting. Broadcasting ladies and gentlemen
6 and to the public. We will now go into our
7 adjudication portion of the hearing which is
8 closed under Public Law 37-40. And with that,
9 Wil, if you can take us off of YouTube, we will
10 continue to work.

11 COMMISSIONERS: (go into the adjudication
12 portion of the meeting)

13 JUDGE BARRET-ANDERSON: Okay. All right.
14 We have just concluded our adjudication hearing
15 and we're now back on live broadcast. And there
16 are -- there's nothing else on the agenda. Is
17 everything, Commissioners, you would like to add
18 to the agenda?

19 DR. FLORES: No.

20 JUDGE BARRET-ANDERSON: We shouldn't be
21 adding anything anyway because it's been
22 published. There being none, may I have a motion
23 to officially adjourn this March 1st meeting? And
24 Commissioners, thank you very, very much for all
25 the work that you put into this hearing today.

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1 Motion?

2 FATHER CRISOSTOMO: So moved.

3 JUDGE BARRET-ANDERSON: Non-debatable.
4 (laughter) All right. There are no objections,
5 the Chair closes this hearing. Thank you.

6
7 (Meeting adjourned; no time indicated)

8 **TAMUNING, GUAM, FRIDAY, MARCH 1, 2024**

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REPORTER'S CERTIFICATE

I, **George B. Castro**, Court Reporter, do hereby certify the foregoing 63 pages to be a true and correct transcript of the audio recording provided to me in the within-entitled and numbered case at the time and place as set forth herein.

I do hereby certify that thereafter the transcript was prepared by me or under my supervision.

I am not a direct relative, employee, attorney or counsel of any of the parties, nor a direct relative or employee of such attorney or counsel, and that I am not directly or indirectly interested in the matters in controversy.

In testimony whereof, I have hereunto set my hand and seal of Court this 15th, day of October, 2024.

s/ 
George B. Castro

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CHANGES TO TRANSCRIPTION

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Attachment "D"





Criminal Injuries Compensation Commission Public Hearing

Friday, March 1, 2024 at 2:00 p.m.

Office of the Attorney General Training Room, ITC Bldg., 2nd Floor
Live broadcast can be viewed via YouTube Live Stream Link: oagguam.org/live

AGENDA

Live Broadcast Platform

- I. Call to Order and Quorum
- II. Open Government Compliance
Publication February 23, 2024 and February 28, 2024
- III. Approval of Prior Minutes, September 22, 2023
- IV. New Business
 - A. Report of CICC Fund Level
 - B. 2024 Office of Victim of Crime Annual Conference
 - C. 2024 Proposed Amendments to CICC Rules and Regulations Updated by Public Law 37-40
 - D. 2024 Annual Report and FY2025 Budget Preparation
 - E. Request to the Governor to Fill Vacancy
 - F. Recess live broadcasting
- V. **ADJUDICATION HEARING - CLOSED P.L. 37-40**
- VI. Return to Live Broadcast Platform and Adjournment

For more information or to arrange for ADA accommodations, please contact Emmajean Lamb at (671) 475-3324 ext. 5434.
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- Bachelor's Degree in Electrical Engineering
- 2 yrs. experience as Electrical Engineer/Designer
- Experience in Communications Design a plus
- Experience in Project Management a plus

Junior Electrical Engineer

- Bachelor's Degree in Electrical Engineering
- Experience in AutoCAD or Revit a plus

Electrical CADD Operator

- Proficiency with AutoCAD 2014 or higher
- 2 yrs. experience a plus
- Proficiency with Revit a plus

Secretary

- Knowledge of Microsoft Word, Excel, and Powerpoint
- Must have Driver's License to run errands
- Good communication skills, written and verbal

Email Resume to:
hr@emceconsulting.com



SPEAKER THERESE M. TERLAJE

Committee on Health, Land, Justice & Culture
I Mina'trentai Siette na Liheslaturan Guåhan

NOTICE OF PUBLIC HEARING • TUESDAY, FEBRUARY 27, 2024
Guam Congress Building, Public Hearing Room

AGENDA

8:30 AM:

- **Bill No. 240-37(CORI)**-Therese M. Terlaje- AN ACT RELATIVE TO EFFECTIVELY DISTRIBUTING AND DISPOSING OF UNDISTRIBUTED CHILD SUPPORT FUNDS AT THE OFFICE OF THE ATTORNEY GENERAL BY REPEALING §§34111 (b) AND ADDING A NEW §§34401, §§34402, AND §34403 ALL OF CHAPTER 34 TITLE 5 GUAM CODE ANNOTATED.

10:00 AM:

- **Bill No. 242-37(CORI)**-Therese M. Terlaje- AN ACT TO AMEND §§21101, 21102, 21104, 21107, AND 21115, ALL OF CHAPTER 21, TITLE 10, GUAM CODE ANNOTATED RELATIVE TO SANITARY PERMIT REQUIREMENTS.

2:00 PM:

- **Bill No. 245-37(CORI)**-Therese M. Terlaje- AN ACT TO AMEND § 6A107 OF CHAPTER 6A, TITLE 18, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO THE SWITCHING OF APPLICATION TYPES OF THE CHAMORRO LAND TRUST LEASES.
- **Bill No. 246-37(CORI)**-Therese M. Terlaje- AN ACT TO AMEND § 6A117 OF CHAPTER 6A, TITLE 18, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO THE LEASE AWARD OF THE CHAMORRO LAND TRUST LEASES.
- **Bill No. 247-37(CORI)**-Therese M. Terlaje- AN ACT TO AMEND § 6A118 OF CHAPTER 6A, TITLE 18, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO THE APPROVAL OF LEASES OF THE CHAMORRO LAND TRUST.

4:00PM:

- **Resolution No. 171-37(LS)**-Therese M. Terlaje / Sabina Flores Perez / Chris Barne / Joanne Brown / Frank Blas, Jr. / Jesse A. Lujan / Tina Rose Muña Barnes / Amanda L. Shelton / Dwayne T.D. San Nicolas / Joe S. San Agustin- Relative to expressing the support of I Mina'trentai Siette Na Liheslaturan Guåhan (the 37th Guam Legislature) for amendment of the "Radiation Exposure Compensation Act" to include the people of Guam as "downwinders" of U.S. Pacific nuclear test sites, extend the claims period, and improve compensation and benefits.

The public is invited to provide oral testimony on the agenda items. Written testimony may be submitted to senatorterlaje@guam@gmail.com or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Terlaje at (671) 472-3586 or senatorterlaje@guam@gmail.com. All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestreamed on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>. This Ad was paid with Legislature Funds.

PUBLICATION NOTICE

In accordance with the provisions of Guam Code Annotated, Title XI, Chapter III, Section 3315, notice is hereby given that:

K & K LLC (TAKE OVER) DBA: NEW MANGILAO POCHON CHICKEN

has applied for a Class: 4 GENERAL ON SALE Alcoholic Beverage License said premises being marked as Lot: 5369-1-2 583 RTE 10 Mangilao

PUBLICATION NOTICE

In accordance with the provisions of Guam Code Annotated, Title XI, Chapter III, Section 3315, notice is hereby given that:

Top Shine, LLC DBA: BLAZE

has applied for a Class: 4(FOUR) GENERAL ON SALE Alcoholic Beverage License said premises being marked as Lot: 5114-1-3-1-NEW-R B 107 & 108 962 Pale San Vitores Rd Acanta Mall Tamuning / Tumon / Harmon

exp. CAREER DAY

WHAT: EXP US Services is a 4,800 professional strong, large firm, and we are looking for talented team of Engineers and Architects to join us at our GUAM Office.

Who should apply:

- Architectural Designer
- Heavy Civil Engineer/Designer
- Structural Engineer/Designer
- Mechanical Engineer/Designer
- Electrical Engineer/Designer
- Plumbing Engineer/Designer
- Fire Protection Engineer/Design
- Construction Manager
- QA/QC Engineer and Construction

Work Visa/Sponsorship is available!

Benefits: Highly competitive salary, 3-4 weeks PTO, paid federal and Island holidays, health, dental and vision insurance for self or family, year-end bonuses (performance-based), retirement package and much, much more!

WHEN: February 28, 2024 - 9am thru 2pm (walk-in)

WHERE: GCIC Building, 6th Floor

HOW: Come and meet us at our open interview event.
Bring your resume and any professional certifications.

Check our website at: www.exp.com, click career and select GUAM
Email resume at : jenny.bowers@exp.com

EMCE Consulting Engineers, Inc.

- | | |
|--|---|
| Electrical Engineer <ul style="list-style-type: none"> • Bachelor's Degree in Electrical Engineering • 2 yrs. experience as Electrical Engineer/Designer • Experience in Communications Design a plus • Experience in Project Management a plus | Electrical CADD Operator <ul style="list-style-type: none"> • Proficiency with AutoCAD 2014 or higher • 2 yrs. experience a plus • Proficiency with Revit a plus |
| Junior Electrical Engineer <ul style="list-style-type: none"> • Bachelor's Degree in Electrical Engineering • Experience in AutoCAD or Revit a plus | Secretary <ul style="list-style-type: none"> • Knowledge of Microsoft Word, Excel, and Powerpoint • Must have Driver's License to run errands • Good communication skills, written and verbal |

Email Resume to:
hr@emceconsulting.com



LOURDES A. LEON GUERRERO
Governor
JOSHUA F. TENORIO
Lt. Governor

DEPARTMENT OF YOUTH AFFAIRS Guam Juvenile Justice Advisory Council (GJJAC)

Thursday, March 7, 2024 * 5:30pm
DYA Kattan Youth Resource Center, Mangilao



MELANIE W. BRENNAN
Director
MICHAEL O. WEAKLEY
Deputy Director

AGENDA

- I. Call to order
- II. Roll Call / Quorum
- III. Approval of Minutes – January 2024
- IV. New Business
 - a. New Members Recruitment
 - b. OJJDP Visit
- V. Old business
 - a. SAG appointment & swearing in
- VI. Collection of Juvenile Justice related Data.
 - a. Collection of Juvenile Holding Logs and Inspection from GPD Precincts
 - b. Training – GPD/Courts
- VII. Upcoming events/deadlines
 - a. OJJDP Managers On Island Visit
 - b. Oratorical Contest
 - c. Governor's Summer Youth Employment Program (summer 2024)
- VIII. Comments/Announcements
- IX. Next meeting: Quarterly (April 2024)
- X. Adjournment

For more information please contact Greg Artero
at (671)735-5010.

This ad is paid for by OJJDP Title II funding. Grant number 2020-JX-FX-0055.

McDONALD LAW OFFICE, LLC

173 Aspinall Avenue, Suite 207A
Hagåtña, Guam 96910
Telephone: (671) 588 8866
Facsimile: (671) 472 9616
Email: guam@mcdonaldlaw.com

Attorneys for Petitioner
Norma Linda R. Pillman

IN THE SUPERIOR COURT OF GUAM

ANCILLARY PROBATE
PROCEEDING, JOSEPH DAVID CRUZ
RIVERA, A Domiciliary of the Estate of
Washington,
Deceased,

PROBATE CASE NO. PR0018-24

NOTICE OF HEARING ON PETITION FOR ANCILLARY PROBATE

THIS NOTICE IS REQUIRED BY LAW. YOU ARE NOT
REQUIRED TO APPEAR IN COURT UNLESS YOU DESIRE.

1. NOTICE IS HEREBY GIVEN that Petitioner Norma
Linda R. Pillman has filed a Petition for Ancillary
Probate.

2. A hearing on this Petition is set for Wednesday
March 6, 2024 at 9:30a.m. of the said date, in the
courtroom at the Superior Court of Guam, Hagåtña,
Guam.

Dated: January 29, 2024

SOPHIA SANTOS DIAZ

Clerk of Court, Superior Court of Guam
BY: /s/ Pauline I. Untalan
Chamber/Courtroom Clerk

You may appear in person at the Courtroom of Judge Dana A.
Gutierrez, 120 W. O'Brien Drive, Hagåtña, Guam or you may
participate via Zoom by logging onto <https://guamcourts.org>,
zoom.us and enter the Meeting ID: 839 7874 0380 and
Passcode: 189701. For technical assistance, please call (671)
475-3207 five (5) minutes prior the designated hearing time.

LAW OFFICE OF CATHERINE BEJERANA CAMACHO, ESQ.

267 South Marine Corps Drive, Suite 302
Tamuning, Guam 96913
Telephone: (671) 647 4222/929 2816
Facsimile: (671) 647 4223
Email: cbclawoffice@gmail.com

Attorney for Petitioner/Heir
MARY JEAN P. SUMBANG

IN THE SUPERIOR COURT OF GUAM HAGATÑA, GUAM

IN THE MATTER OF THE ESTATES OF
CERINEO DANQUE SUMBANG and
ESTELA POBLACION SUMBANG,
Deceased,
BY:

MARY JEAN P. SUMBANG,
Petitioner/Heir.

PROBATE CASE NO. PR0204-23

NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN by the undersigned,
MARY JEAN P. SUMBANG, Administratrix of the
Estate of CERINEO DANQUE SUMBANG and ESTELA
POBLACION SUMBANG, deceased, and to the
creditors of, and all persons having claims against the
Estate or against said Decedents, that within two (2)
months after the first publication of this notice, they
must either file them with the necessary vouchers in the
office of the Clerk of the Superior Court of Guam, or
exhibit them with necessary vouchers to the LAW
OFFICE OF CATHERINE BEJERANA CAMACHO,
ESQ., 267 South Marine Corps Drive, Suite 302
Tamuning, Guam 96913, the same being the place for
the transaction of said Estate

By: /s/ MARY JEAN P. SUMBANG,
Administratrix



Criminal Injuries Compensation Commission Public Hearing

Friday, March 1, 2024 at 2:00 p.m.

Office of the Attorney General Training Room, ITC Bldg., 2nd Floor
Live broadcast can be viewed via YouTube Live Stream Link: oagguam.org/live

AGENDA

Live Broadcast Platform

- I. Call to Order and Quorum
- II. Open Government Compliance
Publication February 23, 2024 and February 28, 2024
- III. Approval of Prior Minutes, September 22, 2023
- IV. New Business
 - A. Report of CICC Fund Level
 - B. 2024 Office of Victim of Crime Annual Conference
 - C. 2024 Proposed Amendments to CICC Rules and Regulations Updated
by Public Law 37-40
 - D. 2024 Annual Report and FY2025 Budget Preparation
 - E. Request to the Governor to Fill Vacancy
 - F. Recess live broadcasting
- V. ADJUDICATION HEARING - CLOSED P.L. 37-40
- VI. Return to Live Broadcast Platform and Adjournment

For more information or to arrange for ADA accommodations, please contact Emmajean Lamb at (671) 475-3324 ext. 5434

Portions of this hearing are open to the public via YouTube Live Stream Link: oagguam.org/live
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Criminal Injuries Compensation Commission Public Meeting

Criminal Injuries Compensation Commission Public Meeting

MEETING



 **Posted on:** 02/28/2024 05:13 PM

 **Posted by:** Carlina Charfauros, Emmajean Lamb/PCII

 **Meeting Date:** 03/01/2024 02:00 PM

 **Department(s):**
OFFICE OF THE ATTORNEY GENERAL (/notices?
department_id=62)

 **Division(s):**
OFFICE OF THE ATTORNEY GENERAL (/notices?division_id=211)

 **Notice Topic(s):** MEETING (/notices?topic_id=65)

 **Types of Notice:** MEETING (/notices?type_id=5)

 **For Audience(s):** PUBLIC (/notices?public=1)

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Criminal Injuries Compensation Commission Public Hearing

Friday, March 1, 2024 at 2:00 p.m., Office of the Attorney General
Training Room, ITC Bldg., 2nd Floor

Live broadcast can be viewed via YouTube Live Stream Link
oaggguam.org/live

AGENDA

Live Broadcast Platform

- I. Call to Order and Quorum
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Updated by Public Law 37-40
 - D. 2024 Annual Report and FY2025 Budget Preparation
 - E. Request to the Governor to Fill Vacancy
 - F. Recess live broadcasting
- V. **ADJUDICATION HEARING – CLOSED P.L. 37-40**
- VI. Return to Live Broadcast Platform and Adjournment



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

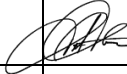
Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

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COMMITTEE VOTE SHEET

Bill No. 155-38 (COR), As Amended- Introduced by Telo T. Taitague- AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS" ATTACHED HERETO AS EXHIBIT "A".

COMMITTEE MEMBERS	SIGNATURE/ DATE SIGN	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Telo T. Taitague Chairperson	 07.10.25	✓				
Senator Darrel Christopher Barnett Vice Chairperson	E-VOTE 07.10.25			✓		
Senator Sabina F. Perez Member	E-VOTE 07.10.25	✓				
Senator Therese M. Terlaje Member	E-VOTE 07.10.25	✓				
Senator Shelly V. Calvo Member						
Speaker Frank F. Blas, Jr. Member						



Senator Telo Taitague <senatortelot@gmail.com>

REQUEST FOR E-VOTE: BILL NO. 155-38 (COR) AS AMENDED4 messages

Senator Telo Taitague <senatortelot@gmail.com>

10 July 2025 at 14:36

To: Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, "Speaker Frank Blas, Jr." <speakerblas@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Office of Senator Sabina Perez <office.senatorperez@guamlegislature.gov>

Cc: senatortelot.charissa@gmail.com, Rowena Fejeran <senatortelot.rowena@gmail.com>, senatortelot.alana@gmail.com, Isah Peredo <senatortelot.isah@gmail.com>

Håfa Adai Committee Members,

Please see the attached Committee Report on **Bill No. 155-38 (COR)**, **As Amended** - Introduced by Telo T. Taitague- *AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS" ATTACHED HERETO AS EXHIBIT "A"*

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

- _____ TO DO PASS;
- _____ TO NOT PASS;
- _____ TO REPORT OUT ONLY;
- _____ TO ABSTAIN;
- _____ TO PLACE IN INACTIVE FILE.

Please submit your response **ASAP**. Your responses will be logged into the Committee Vote Sheet for **Bill No. 155-38 (COR) As Amended**. Should you have any questions, please do not hesitate to contact our office.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
Tel: (671) 989-8356
Email: senatortelot@gmail.com



Committee Report on Bill No. 155-38 (COR)-TTT_Routing.pdf
19436K

Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>

10 July 2025 at 14:38

To: Senator Telo Taitague <senatortelot@gmail.com>

Cc: Senator Therese Terlaje <senatorterlajeguam@gmail.com>, "Speaker Frank Blas, Jr."

<speakerblas@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Office of Senator Sabina Perez <office.senatorperez@guamlegislature.gov>, senatortelot.charissa@gmail.com, Rowena Fejeran <senatortelot.rowena@gmail.com>, senatortelot.alana@gmail.com, Isah Peredo <senatortelot.isah@gmail.com>

To report out only.

[Quoted text hidden]

--



The Office of Senator Chris Barnett

I Mina'trentai Ocho Na Liheslaturan Guåhan

Suite 202 · Calvo- Arriola Building · 259 Martyr St. · Hagåtña, Guam 96910
(671)969-3586 · malafunkshun@guamlegislature.gov

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

10 July 2025 at 14:45

To: Senator Telo Taitague <senatortelot@gmail.com>

Cc: Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, "Speaker Frank Blas, Jr."

<speakerblas@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Office of Senator Sabina Perez <office.senatorperez@guamlegislature.gov>, senatortelot.charissa@gmail.com, Rowena Fejeran <senatortelot.rowena@gmail.com>, senatortelot.alana@gmail.com, Isah Peredo <senatortelot.isah@gmail.com>

Håfa Adai,

To Do Pass.

Si Yu'os Ma'åse',

**Office of Senator Therese M. Terlaje***I Mina'trentai Ocho na Liheslaturan Guåhan*Guam Congress Building, 163 Chalan Santo Papa,
Hagatna, Guam 96910

☎ (671) 472-3586

✉ senatorterlajeguam@gmail.com🌐 www.senatorterlaje.com

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On Thu, Jul 10, 2025 at 2:37 PM Senator Telo Taitague <senatortelot@gmail.com> wrote:

[Quoted text hidden]

Office Senator Perez <office.senatorperez@guamlegislature.gov>

10 July 2025 at 15:43

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

Cc: Senator Telo Taitague <senatortelot@gmail.com>, Senator Darrel Christopher Barnett

<malafunkshun@guamlegislature.gov>, "Speaker Frank Blas, Jr." <speakerblas@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, senatortelot.charissa@gmail.com, Rowena Fejeran <senatortelot.rowena@gmail.com>, senatortelot.alana@gmail.com, Isah Peredo <senatortelot.isah@gmail.com>

To do pass.

[Quoted text hidden]



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

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COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 155-38 (COR) was introduced on Friday, June 20, 2025, by Senator Telo T. Taitague. **Bill No. 155-38 (COR)** was referred by the Committee on Rules to the Committee on *Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement*, on Tuesday, June 24, 2025. The Committee convened a public hearing on July 9, 2025 at 9:00a.m. in the Guam Congress Building, Public Hearing Room.

Public Notice Requirement:

In compliance with Open Government Law, a five (5) day public notice of this hearing was published on July 1, 2025, and a forty-eight (48) hour notice was published on July 7, 2025, on KUAM-TV and on the Guam Public Notice Website. Notices were also sent to all senators, and all main media broadcasting outlets via email on the same dates.

Senators Present:

Senator Telo Taitague, Chairperson
Senator Shawn Gumataotao
Senator Chris Barnett

Appearing Before the Senate Panel:

Elizabeth Barrett Anderson, Chairperson, Criminal Injuries Compensation Commission (CICC)
Fred Nishihira, Assistant Attorney General, Office of the Attorney General

Written Testimony Submitted:

Attorney General Douglas Moylan, Office of the Attorney General of Guam

Elizabeth Barrett Anderson, Chairperson, Criminal Injuries Compensation Commission (CICC)

II. SUMMARY OF TESTIMONY & DISCUSSION

The Public Hearing was Called-to-Order at 9:13am _____. Bill No. 155-38 (COR) - AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING “THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024” ATTACHED HERETO AS EXHIBIT “A” was the first item on the agenda.

SENATOR TELO T. TAITAGUE, CHAIRPERSON: We apologize for the delay. We had some technical difficulty. It's raining. So that's our excuse. No snakes in the building. It's just raining. So, apologize for being late for that. So, this public hearing is now called to order, and the time now is 9:13am and it's July 9th, Wednesday, 2025. This hearing is conducted by myself, *Senadot* Telo Taitague, Chairperson on the committee of Economic Investment, military buildup, regional relations, technology, regulatory affairs, justice, election, and retirement. To comply with the open government law. Notices of this hearing were disseminated to all senators and media via email published in KUAM on Tuesday, July 1, 2025, and the second notice on July 7, 2025. Notice of this hearing was also available on the Guam legislative website, as well as the government of Guam portal. I would like to recognize those who are here in person and those watching from home. Welcome to your Guam legislature.

I would like to also welcome my colleagues who are joining me this morning as Senator Shawn Gumataotao. Thank you for being here. And Senator Chris Barnett. Thank you so much for being here. Colleagues, the copy of the legislation and documents received ahead of this hearing can be accessed through the Google Drive link, which was emailed to you in advance. Those of you listening in the public, you can find the legislation on the Guam legislature website at guamlegislature.gov and if you need assistance, please feel free to call the legislature at (671) 472-3465.

Before I begin, I would like to set some rules of engagement for the public hearing. When you speak, please make sure you speak directly into the microphone. And for the record, please state your name, position, and who you represent. I ask that those who testify today, stay seated for any questions my colleagues may have and then you'll be excused. I respectfully ask that we conduct ourselves professionally and respect each other's opinions. Those individuals who do not comply with these rules, will be removed from the room and prohibited from participation.



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

The following bills on the agenda for discussion this morning are bill 155-38 (COR), Bill 154-38 (COR), and Bill 153-38 (COR). So, the first bill on the agenda will be Bill 155-38 (COR). It's introduced by myself and it's AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS 2024" ATTACHED HERETO AS EXHIBIT "A".

This bill was submitted to our legal counsel and, upon their review, there are no recommendations or changes at this time or amendments at this time. BBMR submitted their fiscal note on June 27th, 2025, and it is stated that there is no fiscal impact for this bill. The public hearing invitations for Bill 155-38 (COR) were sent to the following, the Attorney General's office, Crime Injuries Compensation Commission, the CICC, Guam Coalition Against Sexual Assault and Family Violence and Victims Advocate Reaching Out (VARO).

And at this time, I'd like to just have a short opening of, of remarks for this bill. Again, I'd like to thank my colleagues for being here, the stakeholders who are here, and members of the public for joining us today. I am proud to present Bill Number 155-38 (COR), legislation that seeks to adopt the Rules and Regulations for Adjudication of Victims Claims 2024. As proposed by the Criminal Justice Compensation Commission, these rules are not just procedural. They are vital protections for victims of violent crimes in our community who seek financial relief and healing through the criminal justice compensation program. Guam's Criminal Injuries Compensation Act was created to support victims who often face emotional, physical, and financial trauma through no fault of their own.

Bill 155-38 (COR) affirms our duty to uphold their rights by ensuring that the claims process is fair, clear and in alignment with the Administrative Adjudication Law and the statute governing crime victims' compensation. These update rules bring much needed structure to how claims are filed, reviewed, adjudicated, and appealed, while protecting the confidentiality and dignity of the victim. They also ensure due process, enhance public transparency and reinforce fiscal responsibility in administering compensation from public funds. I'd like to thank the commission and the Attorney General's office for their efforts in developing these rules. Today's hearing provides an opportunity to hear from the community and to ensure that this measure meets the needs of those it's intended to serve and at this time, I'd like to

recognize former Judge Elizabeth Barrett Anderson, and also part of the Commission to provide her testimony.

ELIZABETH BARRETT ANDERSON, CHAIRPERSON, CICC: Thank you, Madam Chair and, actually very well stated-your summary of these roles. My name is Elizabeth Barrett Anderson. I am the current Chair of the Criminal Injuries Compensation Commission. Madam Chair, you mentioned justice, but it's injuries. So CICC. It's been a long road, senators to get to this table. I'm very happy to be here. And Madam Chair, thank you. Thank you so much for taking the bill and getting to a public hearing very, very promptly. The original rules were developed when I was Attorney General in 2016, the Commission became operational with an infrastructure in 2016. And in order to have appropriate infrastructure, you need rules. I know that as a lawyer you gotta have an agency, you need rules. Those rules were developed by the commissioner at the time and forwarded to the Guam Legislature in 2016.

Not much was done after that. And, I left the AG's office in 2018, retired. I came back in 2021 and became Chair again. And I, not again, became Chair for the first time. And the first thing I did was to go back to those rules. I went to the GARR, the Guam Administrative Rules and Regulations. I couldn't find it. Where were the CICC Rules and Regulations? I called the Compiler. I said, Geri, where are the rules that we filed with the Legislature in 2016? There began a long legal discussion about the filing of those rules. The law under the Administrative Adjudication Law at the time, required that rules and regulations would be filed with the Legislative Secretary. The rules that the commission forwarded in 2016, went to the Speaker of the Guam Legislature, because that is the head of this branch, Attention Legislative Secretary. That was not per se a proper filing. It went to the Speaker instead of filed directly with the Legislative Secretary. I disagreed with a Compiler, but I respect the Compiler. This is her job. And, in doing research for this testimony, I found out that the Compiler of Laws worked with a Guam Legislature, the 34th Guam legislature in advising the Legislature that rules and regulations and how they are filed and how they are promulgated was all over hell's half acre, if I could say it that way.

Because it wasn't clear, the Compiler and the Speaker, it was Speaker Terlaje at that time, introduced a bill that became Public Law of 34-32 to straighten out how you get your rules filed. And that was, I believe in the 34th Guam Legislature. Was that 2023? Possibly? I can't remember. So, the compiler knew what she was talking about when she started talking to me. She said, no, the rules for the CICC need to be redone. Okay? So, I took a breath. Interestingly enough, in 2023, Senator and Speaker Terlaje, she worked with me as Chair to revamp the statute involving victim compensation. We had received in 2022, an Office of Victims of Crime Audit that questioned why our hearings to adjudicate claims were on social media, YouTube. To them, this was a violation of victim confidentiality. Their information was going out on



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social media. So, we immediately worked with the Speaker. We had a new law drafted to protect victim confidential information that was passed in the summer of 2023. And you combine a new statute and you combine the fact that we needed to get our rules re-promulgated.

It was a blessing in disguise. So, in 2023 and 2024, the Commission worked to merge the new statute with the 2016 rules and regulations. By April of 2024, the commission had adopted the new regulations. And as you stated Madam Chair, these regulations are 2024. You can actually scratch out 2024. You don't need that anymore because here we are in 2025. So, it's just the rules and regulations of the Criminal Injuries Compensation Commission for Adjudication of Claims, no date. Those regulations in 2024 were sent by the Attorney General to the Speaker because the new route was no longer Legislative Secretary. You send your rules to the legislative Speaker's office. Okay. We did that. Well, we got a call from the legislative Speaker and, they said, well, we forgot to get the Governor's approval. I scratched my head. Okay. So, the Speaker was so kind. She suggested that we have the rules brought back and retract it 'cause you didn't want those 90 days to start ticking, on the rules. And, Attorney General Moylan immediately sent them straight up to the Governor's office and I appreciated that from him. For the last year, I've been working with the Governor's office to get the rules approved by the Governor. One of our big stumbling blocks was the transcript. We used Google, YouTube. And they have a Google transcript. I don't know if you've ever tried to download a Google transcript, anybody. It's horrific. But it was the only transcript we had. We attached it, we gave it to the Governor, and they said, *Well, judge, that's not exactly the best kind of transcript.*

I agree. So, the Attorney General was so kind to allow us to hire a court reporter, in the private sector. George Santos is one of the best, and it took George a couple of months to get those transcripts done. Got 'em done. The Governor had the transcripts. We sent it up to the Governor's office and by that time we were at the tail end of the 37th and going into the 38th. And so that was a little bit of a delay there. However, Senators, we are here now. We are here now. We have a brand-new law passed in the 37th Guam Legislature. We have the 38th Guam legislature with the rules in front of you. And I can't wait to get these over to the Compiler of Laws and into that GARR so that anybody who wants to research, *well, what is it about this Commission? How do we go about applying, and what do we do?* In addition to the administrative help from the Attorney General's office, when you go there to apply, you can go to the rules

and regulations to read, well, *how do I apply? What are they, how do I appeal if I get denied, et cetera*. So those rules, I am looking forward to them being in the GARR.

Before I end my testimony, I want to give- every time I'm in front of the legislature- it's an opportunity for me to let you know the dollars and cents that the Commission has been working on. Again, remember that the Commission became operational in 2016. The CICC continues to be healthy. The fund continues to be healthy. At the present, we have about \$1.2 million dollars in the fund. It's at the Department of Administration and the Office of the Attorney General assists us with accounting. These monies are collected from fines ordered against defendants who have been sentenced based on convictions for a violent crime as listed under the statute. One thing I want to make sure is that when somebody applies and is awarded, some compensation that does not come from a specific defendant. The fines that come from defendants from the Judiciary go into a pot, and it is not, *well, I'm a victim of that person's crime, so therefore I want some of those fines. I want restitution*. No, it doesn't work that way. So, we have a homogenous fund. You come in if you meet the eligible qualifications under the statute. And we are very healthy in terms of the fund.

The program also receives incentive funds from the Office of Victims of Crime. Based on the amounts, we award 75 cents on the dollar. So, every time we award out, we get 75 cents on the dollar. The current federal incentive, is, or we have received from the Feds \$374,650 incentive grant money since 2019. So, we began receiving incentive money from the feds and about \$375,000 to date. The Commission has awarded, to date from 2016 to 2024, \$1.05 million to victims and eligible applicants. The fund does not receive any direct appropriation from the General Fund. The fund does not receive any GF money. The Commission's administrative funding is incorporated into the fiscal year appropriations of the Office of the Attorney General. The Legislature has appropriated \$65,000 in FY24 and \$65,000 again in FY 25 to the OAG directly identified to assist the Commission's administrative work such as personnel, xeroxing, etcetera, etcetera. Once again, Senator, that's just a background. I'd be more than glad to answer any questions and I'm so happy to be here today with these rules and regulations. Thank you.

SENATOR TELO T. TAITAGUE, CHAIRPERSON: You're very welcome. And, I'd like to acknowledge, you also as the former senator as well as a former judge and now the Chairperson on Criminal Injuries Compensation, not justice. Sorry, I've been dealing a lot with, well, never mind anyways. Okay, so next, at this time, I'd like to recognize the Attorney General's Office. You are now recognized, Fred.

FRED NISHIHIRA, ASSISTANT ATTORNEY GENERAL, OFFICE OF THE ATTORNEY GENERAL: Thank you. Good morning, Madam Chairman and senators. *Hāfa Adai*. This



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testimony is submitted on behalf of the Attorney General of Guam and our client, the people of Guam, in support of Bill 155-38 (COR), to adopt the rules and regulations for the adjudication of crime victims.

SENATOR TELO T. TAITAGUE, CHAIRPERSON: And just recognize your name.

FRED NISHIHIRA, ASSISTANT ATTORNEY GENERAL, OFFICE OF THE ATTORNEY GENERAL: Oh, sorry, Fred Nishihira, Assistant Attorney General, for the CICC. This AG and our administration believe in crime victims fighting back. And part of that fighting back is not just the catharsis of justly incarcerating the guilty criminal. An important element is that a crime victim receives restitution or is otherwise made whole. The bill seeks to establish and update a framework in which the CICC may award victims of violent crimes compensation for their injuries, while at the same time protecting the personnel health information of crime victims. Crime victims never ask for the violence or injuries perpetrated upon them, yet without changes to our regulations. A crime victim's medical records may become public and subject to disclosure or public inspection. These Administrative Rules and Regulations align with the updated Criminal Injuries Compensation Act. AG Moylan and his office has helped the CICC to ensure that the rules and regulation meet the grant standards set by the United States Office of Victims of Crime. This bill helps ensure that Guam will continue to receive reimbursement in the amount of 75 cents, for each dollar spent on a crime victim. In the case of death, funeral expenses, this bill helps crime victims and saves our people money. This AG and my clients support this bill. Thank you for this opportunity to comment on this legislature respectfully, AG Douglas Moylan. Thank you.

SENATOR TELO T. TAITAGUE, CHAIRPERSON: *Si Yu'os ma'åse'.* And at this time, I'd like to open up to my colleagues for any questions they may have. And I'll start with Senator Gumataotao, you are recognized, sir.

SENATOR SHAWN GUMATAOTAO: Thank you so much, Madam Chair and, thank you, judge for being with us. And Fred, appreciate you, being here on behalf of the Office of the Attorney General. I only have a couple questions, but I think you might have answered it a bit earlier. But I'll just go ahead and ask it for the record. But recognizing again that it was stated during the March 1st, 2024 public hearing on the proposed CICC Rules and Regulations that

the Commission's proposed rules and regulations from 2016 failed promulgation with the Compiler of Laws due to an oversight related to submitting the info to the Guam Legislature. This is probably an interesting, insightful question, but how has the CICC managed to adjudicate applications in the interim, including the estimated 18 awards that were granted between January 1, 2024 and December 31, 2024?

ELIZABETH BARRETT ANDERSON, CHAIRPERSON, CICC: Excellent question. I think the Commission and the staff of the Attorney General's office was under the assumption that the 2016 rules were good, so they followed it. In fact, when the feds came out to audit us, they actually looked at those 2016 rules, not recognizing that there was a glitch and in addition to that, the structure, the infrastructure administratively in the office of the Attorney General is very, very good; the application forms, the staff, the victim advocates. So, we have an infrastructure that's there, even if the rules did not exist. In addition, the statute is very, very strong. And in fact, if you look at the rules, you go section by section, provision by provision. At the end of the provision, it references Title 8, Guam Code Annotated, Section 161. So, the rules mirror the statute.

So, in the absence, if we didn't have any rules today, we'd still have the statute. We'd still have the administrative process at the Attorney General's office but it's always better to have something in the Administrative Rules and Regulations for the public to go online and see that, because they can't go online and see the administrative complexion of the Attorney General's office infrastructure, but they can read the rules.

SENATOR SHAWN GUMATAOTAO: Got it. Thank you so much. And then, for the record, what concerns, and I know you mentioned the office of the Governor just a few minutes ago, but what concerns, if any, did the office of the Governor and other stakeholders, including but not limited to the Guam Bar Association, our sister branch, and the place where I spent a little bit of time at the Judiciary of Guam and the Public Defender Services Corporation register with respect to the proposed CICC rules and regulations? Recognizing again that a full year had gone by between the receipt by Adelup of the proposed rules and regulations on April 26th, 2024, and the Governor's letter dated May 7th, 2025, informing the AG that the rules and regulations that were promulgated by the CICC were consistent with the policy and the requirements of the Commission and the government of Guam.

ELIZABETH BARRETT ANDERSON, CHAIRPERSON, CICC: Okay, well, that's two-part. When the Commission published the hearing, to go over the rules and regulations, and it was, we had it on YouTube 'cause it is administrative work. It went out island wide. The Guam Bar could have been there; the Judiciary could have been there. Anybody could have been there. There weren't any, and in fact, I asked the AG staff, I said, are there, is there anybody in the



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chat room that wants to comment about these regulations? So, the office of the Attorney General completely followed the Open Government requirements. So, the Guam Bar was looking, they could have been there- any lawyer or the judiciary. None of that happened. So, Open Government was complied with. I knew you were going to ask about the year, length of time that it was at the Governor's office. Honestly, Senator, the biggest hurdle we had was getting a transcript, the Administrative Adjudication Law. And it's good for legislative history to have the transcript of the hearing, but I didn't have the most sophisticated technical hearings like the legislature. And in fact, the Chairwoman said we had a little glitch getting started technically. So those transcripts were very, very difficult. That was the biggest delay of about six months, to get George to do that. And then we were towards the winter of, the end of the 37th Guam legislature and the Governor's office was working on it. They said, why don't we wait till the 38th Guam Legislature comes in. But there were no questions at all from legal staff or the Governor's office other than the transcripts. That was their biggest. They had no questions about the details of the rules.

SENATOR SHAWN GUMATAOTAO: Alright. Thank you so much. And again, thank you for being here and I do appreciate the insight and I know, I know we're not quite done yet, but I think, I do appreciate today and the testimony. So, thank you Madam Chair for the time.

SENATOR TELO T. TAITAGUE: You're very welcome. Senator, Barnett, you are recognized.

SENATOR CHRIS BARNETT: *Si Yu'os ma'åse'* Madam Chair and man to the people of Guam, watching on our YouTube channel and thank you. I'm always not sure what to call you 'cause you know, your former senator, the judge, a former AG, so good morning.

ELIZABETH BARRETT ANDERSON, CHAIRPERSON, CICC: EBA is good.

SENATOR CHRIS BARNETT: Good morning, EBA.

FRED NISHIHARA, ASSISTANT ATTORNEY GENERAL, OFFICE OF THE ATTORNEY GENERAL: Your Honor is what I always address her as.

SENATOR CHRIS BARNETT: Good morning, your Honor. Good morning, Mr. Nishihira. Thank you for the testimony. You know, as I was looking over some of the stuff in the Committee, last night, I kind of thought, *wow, is this a case of justice delayed being, justice denied?* So, I'm happy to see that you guys have already been able to render out awards. And, you know, this kind of puts the, for lack of a better term, the cherry on top of the whole thing. So, yeah. And it's interesting you bring up the yearlong transcript because we got plenty of transcribers here at the Legislature. You know, if you go through the committee reports, you'll see that, you know, we transcribed. So, I thought that was pretty interesting. YouTube is a much better transcription program that's kind of embedded into the app. Right. And so, then to hear also that it was sent to the wrong email, is that kind of what happened too?

ELIZABETH BARRETT ANDERSON, CHAIRPERSON, CICC: It went in 2016 to the Speaker, but the law at that time was Legislative Secretary filing and being a long-time government official, I sent any communication to any member to the head of the agency. But anyway, we're here today and that's all water under the bridge. I put it in my testimony for legislative history.

SENATOR CHRIS BARNETT: Yeah, I'm very glad to show up to this hearing and hear that you're happy, about these, this bill and these rules. I actually supported the measure that we passed in the 37th. So, I'm eager to get this though. I think it's been too long, and I stand in support of the measure. And I thank you again, Madam Chair, for the opportunity to speak on it. *Si Yu'os ma'āse'.*

SENATOR TELO T. TAITAGUE: You're very welcome, Senator Barnett. you know, the only question I have, because there really are no amendments. My staff had looked over the rules and regulations, but you did mention something earlier. You said you can scratch out that 2024 and put 2025, you know, on the Act ...

ELIZABETH BARRETT ANDERSON, CHAIRPERSON, CICC: or just don't, don't put it. Don't put a date on it.

SENATOR TELO T. TAITAGUE: Anytime we move anything, then, it would have to go through a process, so, okay. But at this point, you know ...

ELIZABETH BARRETT ANDERSON, CHAIRPERSON, CICC: Just leave it as it is. Absolutely. I don't want another technical issue. At least it identifies that these were put forth by the Commission for 2024.



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SENATOR TELO T. TAITAGUE: And these were worked on in 2024. Yes. I mean, the initiative. So, it's true to form on that. That's good to hear. So, in the event it's not able to get on this session agenda by law, as you mentioned earlier about the rules and regulations and how the process goes through and the confusion. Well, there's no confusion here. If I don't, if it doesn't get on the, if it doesn't get on the agenda, this July, then it automatically lapses into law and for the record, there has been no request for any changes or amendments to this legislation. So, it looks good, and I'm confident that it will get through. Either way it will get through. So, I appreciate your time and, and most especially, your Honor, former Senator AG for... you know, you want me to call you EBA? Okay. So, EBA. Thank you so much for all the hard work and to your Commission. Please give my very best to them. I know that *Påle'* Crisostomo was trying to make it here. He couldn't make it here. Dr. Lisa Flores, also a member. Yeah. And of course, Denise Mendiola. These are the individuals that assisted you with this Commission, the CICC c. And I want to publicly thank these individuals for looking out for those individuals. Like I said, who are victims with no choice of their own. And, greatly appreciate the Attorney General for always being, hearing and answering the call to things as important as this. So, thank you. That being said, we concluded our public hearing on Bill No. 155-38 (COR).

Public Hearing Adjourned: 9:53 a.m.

III. FINDINGS & RECOMMENDATIONS

Bill No. 155-38 (COR) seeks to formally adopt the Criminal Injuries Compensation Commission (CICC) Rules and Regulations for the Adjudication of Victim Claims 2024 as a new Article 3 to Chapter 1, Title 19 of the Guam Administrative Rules and Regulations. These regulations establish the procedures and legal framework under which the Commission will adjudicate financial claims made by victims of violent crime under the Criminal Injuries Compensation Act (Title 8 GCA Chapter 161) and Guam's Administrative Adjudication Law.

Former Judge, and current CICC Chairperson Elizabeth Barrett-Anderson appeared before the Senate panel, highlighting challenges with administrative hurdles, to get the rules and regulations through the proper process, and expressed optimism about the new rules being finalized and accessible to the public.

Fred Nishihira, Assistant Attorney General, testified in support of Bill 155-38 (COR) on behalf of the Attorney General's Office and the people of Guam. He emphasized the importance of the bill in establishing updated rules and regulations for the adjudication of crime victim claims, which protect victims' personal health information and align with the updated Criminal Injuries Compensation Act. Nishihira highlighted that the bill ensures Guam continues to receive federal reimbursement of 75 cents for every dollar spent on crime victim compensation. He underscored the Attorney General's commitment to helping crime victims receive restitution and support through this framework.

The Committee finds that the rules generally reflect the federal Victims of Crime Act (VOCA) guidelines, including: No requirement for a criminal conviction; Civil standard of proof (clear and convincing evidence); Compensation eligibility for residents even when crimes occur outside Guam. The rules also set clear timelines for application submission, claim processing, and decision issuance (e.g., 120 days to render a decision), helping to prevent unnecessary delays for victims awaiting financial relief. The rules further improve administrative efficiency by outlining the role of the Commission, staff, and the Attorney General's office in managing claims, and formalizes procedures for hearings, reconsideration, and documentation, promoting accountability and operational consistency. Most notably, the rules and regulations support victims and their families by maintaining a wide definition of eligible applicants, including dependents, children, and certain non-family caregivers, and by preserves access to compensation for victims of serious violent crimes, even in the absence of criminal convictions.

The Committee held a markup meeting on Bill 155-38 (COR) on July 10, 2025, and made minor technical amendments per the suggestion of CICC Chair Barrett-Anderson, to strike out "2024" from the title and body of the rules and regulations.

The Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement hereby reports our **Bill No. 155-38 (COR), As Amended** - Introduced by Telo T. Taitague- *AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1, TITLE 19, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING "THE RULES AND REGULATIONS FOR THE ADJUDICATION OF VICTIM CLAIMS" ATTACHED HERETO AS EXHIBIT "A"*, with the recommendation [TO REPORT OUT ONLY](#)

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 155-38 (COR)

Introduced by:

Telo T. Taitague



**AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1,
TITLE 19, GUAM ADMINISTRATIVE RULES AND
REGULATIONS, RELATIVE TO ADOPTING “THE
RULES AND REGULATIONS FOR THE ADJUDICATION
OF VICTIM CLAIMS 2024” ATTACHED HERETO AS
EXHIBIT “A”.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the *Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims 2024* establish the procedural structure for how victims of violent crime in Guam can apply for financial compensation. These standards ensure that the process aligns with the Criminal Injuries Compensation Act in Chapter 161 to Title 8, Guam Code Annotated, and the Administrative Adjudication Law in Chapter 9, Title 9, Guam Code Annotated. *I Liheslaturan Guåhan* further finds that these standards are critical to further protect crime victims, uphold due process, and ensure the responsible management of public funds, by delivering a structured, fair, and supportive system for compensating individuals who have suffered from criminal acts.

Section 2. Adoption. *I Liheslaturan Guåhan* hereby adopts the Rules and Regulations attached hereto as Exhibit A entitled: “*Rules and Regulations for the Adjudication of Victim Claims 2024*” pursuant to the Criminal Injuries

1 Compensation Act, § 161.120, Chapter 161.120 of Title 8, Guam Code Annotated,
2 and the Administrative Adjudication Law in Chapter 9, Title 9, Guam Code
3 Annotated.

4 **Section 3. 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 that can be given effect without
7 the invalid provisions or application, and to this end the provisions of this Act are
8 severable.

9 **Section 4. Effective Date.** This Act shall become effective upon enactment.

“EXHIBIT A”

The Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims 2024

[These Administrative Rules & Regulations are promulgated under the authority of Criminal Injuries Compensation Act, title 8 GCA, Chapter 161.120, and the Administrative Law 5 GCA Chapter 9, Article 3. Adopted by the Criminal Injuries Compensation Commission on March 1, 2024]

1 **PART I**

2
3 **SECTION 101. Purpose.** These Rules and Regulations are adopted
4 pursuant to the Compensation for Damages from Criminal Activities Act [8 GCA
5 161.120] (Act) for the purpose of conducting the administrative business of the
6 Criminal Injuries Compensation Commission ("Commission"), and the procedures
7 for victims of violent crime who suffered injury or death to apply for compensation
8 under the Criminal Injuries Compensation Program (CICP). It is the intent of the
9 Commission to provide for prompt and expeditious review of all applications made
10 under the CICP.

11 **SECTION 102. Definitions.** In addition to those terms defined under 8 GCA
12 161.10 the following terms are defined and made applicable:

- 13 a. "Adjudicate" means to consider evidence supporting an application for
14 compensation, and to vote to approve or disapprove an award of
15 compensation in whole or in part.
- 16 b. "Applicant" means a victim as defined in 8 GCA 161.10(i) a spouse, a child
17 of a victim, a dependent of a deceased victim, or a private citizen as defined
18 in 8 GCA 161.10.
- 19 c. "Collateral source" means amounts or benefits received or to be received
20 from any source, whether from the offender or from any person on behalf of
21 the offender, or from public or private funds, and which amounts or benefits
22 result from or are in any manner, directly or indirectly, attributable to the
23 injury or death which gave rise to the award. 8 GCA 161.10(a) It also
24 includes the personal guarantee of a person for the medical expenses of a
25 deceased victim.
- 26 d. "Funeral expenses" or "burial expenses" means expenses directly related to
27 burial or cremation of the victim; burial plot or crypt; casket, flowers,

1 candles, rental of a funeral home church or location; tents, chairs, food and
2 beverages, funeral booklets, musical services, transportation of the deceased
3 victim to or from Guam. It does not include air or ground transportation of a
4 person to escort or accompany a deceased victim, or for any person to attend
5 the burial.

6 e. "Maintenance of the victim" means the actual providing of direct physical
7 car to a victim such as hospice, food, personal needs and may include
8 reasonable temporary lodging and relocation for the safety of the victim not
9 to exceed 30 days but does not include indirect costs such as power or
10 utilities (unless part of lodging), mortgage, or personal financial debts.

11 f. "Medical expense" means monetary costs involved in seeking treatment
12 from a licensed medical provider for injury or death caused to a victim of a
13 violent crime as stated in 8 GCA §161.55. It includes emergency hospital
14 services, medical clinic services, mental health counseling and care,
15 psychiatric care, therapy, medication management, counseling, dental
16 services, dental devices, eyeglasses, corrective lenses, and for services
17 rendered in accordance with & additional methods of healing recognized in
18 Guam.

19 g. "Pain and suffering" mean expenses incurred by a victim related to severe or
20 serious physical injury or temporary mental suffering which require
21 counseling to cope with the trauma of victimization.

22 h. "Pecuniary loss" means damages measured in financial terms, in monetary
23 amounts to include loss of wages or employment, loss of financial support,
24 out of pocket losses associated with maintenance of the victim, repair costs
25 to property necessary for the safety of the victim, or loss to the private
26 citizen directly resulting from property damage under §161.80 (d).

- i. "Residency" means the place where a person lives for a period of thirty (30) consecutive days in a calendar year, maintains that person's home and to which, whenever that person is absent, that person has the bona fide intention to return. Indicia of residence on Guam shall include but not be limited to, payment of Guam personal income taxes, maintaining a home or other living accommodations in Guam, having temporarily departed from Guam with the intention of returning, and not being registered to vote in any other State, territory, or county since departing Guam pursuant to Title 3 GCA § 9123.

PART II

GENERAL PROCEDURES

SECTION 201. Membership. The Commission shall be made up of five (5) members appointed by the Governor of Guam with the advice and consent of *Liheslaturan Guåhan*.

SECTION 202. Chairperson/ Term Limit. The Commission shall elect a Chair from among the membership who shall serve for a period of two (2) years. A commissioner may be reelected to one consecutive term as Chair for a total of four (4) years, unless no other member expresses interest in serving as Chair, in which case an outgoing Chair may continue to serve for successive terms without limit. The Chair may be removed without cause by a majority vote of the remaining members, and a new Chair shall be elected immediately.

SECTION 203. Hearings/ Working Sessions.

a. Hearings. A hearing shall be called by the Chair at such times, dates and places as shall be set by the Chair. Additional hearings can be called by a majority of the members in writing requesting the Chair to convene a hearing with a proposed agenda. In the event a Chair refuses to convene a

1 hearing as requested, the Attorney General may convene a meeting *sua*
2 *sponte*. The Attorney General's Office (OAG) shall provide all
3 administrative support and assistance to the Commission for the purposes
4 of calling hearings including all costs of publication. At a hearing, the
5 Commission shall adjudicate applications, take testimony and consider
6 evidence from applicants and supporting witnesses, issue subpoenas,
7 adopt and amend rules and regulations, legislation, review the financial
8 stability of the CICP Fund (Fund), consider such matters as will improve
9 and benefit the general community in relation to victim compensation.

10 **b. Working Sessions.** The Chair may call a working session for the
11 purposes of discussing administrative or executive matters, including a
12 general review of pending applications. No application can be decided
13 upon, and no action taken with reference to an application at a working
14 session. Administrative matters may include budget preparation, sub-
15 committee reports, communications, program improvement and outreach
16 efforts, as well as legal assistance from the OAG. Working sessions may
17 be conducted via video Zoom or teleconferencing, do not require a
18 quorum, are limited to be informal, and not subject to record keeping.

19 **SECTION 204. Quorum.**

- 20 a. A validly convened hearing requires a quorum present. A quorum of the
21 Commission for purposes of a hearing shall consist of three 93) members.
22 No decision of action of the Commission shall be valid without a quorum.
23 No hearing can be convened without a valid quorum. Any decision made in
24 the absences of a valid quorum is void *ab initio*.
25 b. A quorum is not required for working sessions.
26 c. A quorum failure resulting from a lack of Commissioners serving in office
27 due to unfilled vacancies shall be resolved in accordance with 8 GCA §

1 161.15(a), requiring the Attorney General to convene a hearing. Upon
2 resolution of the quorum failure, Section 161.15(a) shall no longer be
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6 questions and answers to be properly recorded.

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11 **SECTION 206. Voting.** Decisions of the Commission require a vote of
12 three (3) members participating in a validly called hearing. No decision is valid
13 without a quorum vote of three members. A Commissioner who is participating in
14 a hearing via video or teleconferencing shall be permitted to exercise his/her vote.
15 8 GCA § 161.25.

16 **SECTION 207. Public Notice.** All hearings of the Commission shall
17 comply with the notice requirements of the Open Government Law. Working
18 sessions do not require compliance with the Open Government Law. [5 GCA
19 Chapter 8] The Commission is authorized to conduct closed hearings to adjudicate
20 applications for compensation. 8 GCA § 161.30 (b), as amended by P.L. 37-40,
21 July 31, 2023.

22 **SECTION 208. Disclosure of Record.** Confidential records of victims or
23 eligible applicants are protected from public disclosure, inspection, reporting or
24 discovery without the prior written consent of the victim/eligible applicant, or as
25 compelled by court order, federal or local law. 8 GCA § 161.30 (e), as amended by
26 P.L. 37-40, July 31, 2023.

1 **PART III**
2 **ELIGIBILITY**

3 **SECTION 301. Eligibility.** An applicant is eligible to apply for
4 compensation in the following circumstances:

- 5 a. The act of omission resulted in the death or injury to the applicant.
6 b. Death of injury occurred within Guam, or if it occurred outside of Guam,
7 the victim or eligible applicant must prove victim was a resident at the
8 time death or injury occurred and prove that the territory, state of country
9 in which the crime occurred does not have a crime victim's compensation
10 statute. 8 GCA § 161.75.

11 **SECTION 302. Burden to Demonstrate Eligibility.** The burden of proving
12 eligibility rests wholly with the person who seeks compensation as a victim or
13 eligible applicant.

- 14 a. A copy of the police report containing the criminal history and
15 investigation of the crime is presumptive proof the crime occurred.
16 Invoices for services performed, payment receipts, and other financial
17 documents are required as proof of incurred expenses. Failure to provide
18 such documentation is grounds for disapproval of an application.
19 b. Operation of a motor vehicle, boat, or aircraft while impaired or under
20 the influence of alcohol or drugs in violation of 9 GCA § 92101 et. Seq.
21 with a blood alcohol level or drug impairment over legal limits is
22 sufficient to prove intent that a crime has been committed for purposes of
23 this Act. 8 GCA § 161.55 (b).

24 **SECTION 303. Statutory Limitations.** An application must be filed within
25 eighteen (18) months of the date of injury, death of the victim, or property damage.
26 8 GCA § 161.90(a).

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SECTION 401. Application Form. Application for compensation under these Rules shall be made using the official administrative form approved by the Commission. No other application form shall be acceptable. An applicant is required to make a sworn declaration attesting to the truthfulness of all information contained in the application.

SECTION 402. Review for Eligibility and Completeness- Referral to Commission.

- a. The administrative staff of the Commission is responsible for reviewing all filed applications promptly to determine whether the applicant is eligible and the completeness of the application. An incomplete application shall not be processed for further consideration. An applicant shall be notified twenty (20) business days of filing whether the applicant meets eligibility requirements and whether the application is complete or incomplete.
- b. An applicant must provide all supporting documentation including original or certified copies of medical or funeral expenses.
- c. A victim applicant must provide all supporting documentation to prove loss of income, loss of employment or any other pecuniary loss resulting from the injury, including pain and suffering.
- d. An applicant responsible for the care and maintenance of the victim must provide all supporting documentation to prove pecuniary losses.
- e. An applicant, whether at the time of application or after an award is made, must provide evidence or collateral compensation from any source whether from the offender as restitution, or from any person on behalf of the offender, or from public or private funds, and which amounts or

- 1 benefits result from or are in any manner directly or indirectly
2 attributable to the injury or death which gave rise to the requested
3 compensation or award, but does not include life insurance benefit to a
4 surviving spouse or dependents of a deceased victim. 8 GCA § 161.100.
- 5 f. Completed applications shall be submitted to the Commission for review,
6 consideration, and adjudication.

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8 **PART V**
9 **HEARING**

10 **SECTION 501. Hearing.**

- 11 a. Hearings of the Commission must comply with the Open Government
12 Law, except as authorized under 8 GCA § 161.30 (b) and these Rules.
- 13 b. Hearings pertaining to the administrative business of the Commission are
14 open to the public.
- 15 c. Adjudicative hearings pertaining to the taking of testimony and evidence
16 in support of an application for compensation are closed to the public.
- 17 d. The Commission is authorized to hire an Administrative Law Judge
18 (ALJ) to conduct adjudicative hearings on behalf of the Commission and
19 to make dispositive recommendations to approve or disapprove an
20 application for compensation in whole or in part to the Commission.
- 21 e. The hearing shall be informal. Rules of Evidence shall not apply.
- 22 f. The applicant and all witnesses shall testify under oath.
- 23 g. The applicant is entitled to call witnesses and may request the
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25 required for the attendance of a witness, the applicant shall pay civil fees
26 for a witness” attendance equivalent to the same fee allowable by the
27 Superior Court of Guam for attendance of a witness under subpoena.

- 1 h. An applicant is entitled to be represented by counsel at his/her own
- 2 expense.
- 3 i. The applicant and all witnesses are subject to examination by the
- 4 Commission, Counsel for the applicant is permitted to examine the
- 5 witness. An applicant who is not represented by counsel (pro se) may
- 6 present questions to the Commission for consideration of the witness. A
- 7 pre se applicant shall not be permitted to examine witnesses directly.
- 8 j. The burden of proof standard is clear and convincing evidence.
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- 12 the case of an appeal on the record a digital transcript shall be provided to
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- 20 the applicant. Such examination shall be paid from the administrative
- 21 funds of the Commission. A report shall be made to the Commission by
- 22 the appointed practitioner expressing his/her opinion on the issue. The
- 23 applicant shall be entitled to a copy of the report.
- 24 b. The applicant may rebut the findings of the report at hearing by filing a
- 25 separate report for the Commission's consideration at the applicant's own
- 26 expense.
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3 **SECTION 601. Decision.**

4 a. The Commission shall render a decision no later than one hundred and
5 twenty days (120) from the date of the final hearing, including any
6 continuances. The Commission may extend rendering its decision for
7 good cause stated in writing to the applicant, and in no event shall the
8 extension exceed thirty (3) more days.

9 b. Where the hearing is conducted by an ALJ, the ALJ shall render a
10 recommendation to the Commission within 20 calendar days of the
11 hearing. The Commission may accept or reject the recommended
12 findings and conclusions of the ALJ. The Commission may review the
13 record *de novo* in deciding whether to accept or reject the ALJ's
14 recommendation. The Commission shall notify the applicant in writing of
15 its final decision.

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20 error or mistake of fact. Reconsideration is not permitted to challenge the
21 Commission's discretionary authority. Reconsideration is limited to the record. No
22 new evidence shall be permitted as the basis for a motion for reconsideration. 8
23 GCA § 161.45(a).

24 **SECTION 603. Appeal.** An aggrieved applicant may appeal the decision of the
25 Commission to the Superior Court of Guam on the sole grounds that the decision
26 exceeded the Commission's authority or jurisdiction, within thirty (30) calendar

1 days after service upon the applicant an original or certified copy of such decision.
2 Except as provided herein, there I no further bases for appeal. 8 GCA § 161.45(b)

3 4 **PART VII**

5 **AWARD AND ATTORNEY FEES**

6 **SECTION 701. Maximum Award.** Compensation for medical expenses may
7 be awarded up to the amount of Twenty Thousand Dollars (\$20,000.00), and
8 compensation for all other purposes allowed under this Chapter shall not exceed
9 Ten Thousand Dollars (\$10,000.00). 8 GCA § 161.90(b)

10 **SECTION 702. Attorney Fees.** The Commission may order reasonable
11 attorney fees based on an award granted to an applicant as provided in 8 GCA §
12 161.40. The Commission shall require the attorney to submit an Affidavit of
13 Reasonable Attorney Fees to the Commission within thirty (30) days of the
14 issuance of a final decision of the Commission. An order for reasonable attorney
15 fees is not subject to reconsideration or appeal.

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 155-38 (COR)

As Amended by the Committee on Economic Investment, Military Buildup,
Regional Relations, Technology, Regulatory Affairs, Justice, Elections,
and Retirement

Introduced by:

Telo T. Taitague

**AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 1,
TITLE 19, GUAM ADMINISTRATIVE RULES AND
REGULATIONS, RELATIVE TO ADOPTING “THE
RULES AND REGULATIONS FOR THE ADJUDICATION
OF VICTIM CLAIMS” ATTACHED HERETO AS
EXHIBIT “A”.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the *Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims* establish the procedural structure for how victims of violent crime in Guam can apply for financial compensation. These standards ensure that the process aligns with the Criminal Injuries Compensation Act in Chapter 161 to Title 8, Guam Code Annotated, and the Administrative Adjudication Law in Chapter 9, Title 9, Guam Code Annotated. *I Liheslaturan Guåhan* further finds that these standards are critical to further protect crime victims, uphold due process, and ensure the responsible management of public funds, by delivering a structured, fair, and supportive system for compensating individuals who have suffered from criminal acts.

Section 2. Adoption. *I Liheslaturan Guåhan* hereby adopts the Rules and Regulations attached hereto as Exhibit A entitled: “*Rules and Regulations for the*

1 *Adjudication of Victim Claims*” pursuant to the Criminal Injuries Compensation Act,
2 § 161.120, Chapter 161.120 of Title 8, Guam Code Annotated, and the
3 Administrative Adjudication Law in Chapter 9, Title 9, Guam Code Annotated.

4 **Section 3. 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 that can be given effect without
7 the invalid provisions or application, and to this end the provisions of this Act are
8 severable.

9 **Section 4. Effective Date.** This Act shall become effective upon enactment.

“EXHIBIT A”

The Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims

[These Administrative Rules & Regulations are promulgated under the authority of Criminal Injuries Compensation Act, title 8 GCA, Chapter 161.120, and the Administrative Law 5 GCA Chapter 9, Article 3. Adopted by the Criminal Injuries Compensation Commission on March 1, 2024]

PART I

1 **SECTION 101. Purpose.** These Rules and Regulations are adopted
2 pursuant to the Compensation for Damages from Criminal Activities Act [8 GCA
3 161.120] (Act) for the purpose of conducting the administrative business of the
4 Criminal Injuries Compensation Commission ("Commission"), and the procedures
5 for victims of violent crime who suffered injury or death to apply for compensation
6 under the Criminal Injuries Compensation Program (CICP). It is the intent of the
7 Commission to provide for prompt and expeditious review of all applications made
8 under the CICP.

9 **SECTION 102. Definitions.** In addition to those terms defined under 8 GCA
10 161.10 the following terms are defined and made applicable:

- 11 a. "Adjudicate" means to consider evidence supporting an application for
12 compensation, and to vote to approve or disapprove an award of
13 compensation in whole or in part.
- 14 b. "Applicant" means a victim as defined in 8 GCA 161.10(i) a spouse, a child
15 of a victim, a dependent of a deceased victim, or a private citizen as defined
16 in 8 GCA 161.10.
- 17 c. "Collateral source" means amounts or benefits received or to be received
18 from any source, whether from the offender or from any person on behalf of
19 the offender, or from public or private funds, and which amounts or benefits
20 result from or are in any manner, directly or indirectly, attributable to the
21 injury or death which gave rise to the award. 8 GCA 161.10(a) It also
22 includes the personal guarantee of a person for the medical expenses of a
23 deceased victim.
- 24 d. "Funeral expenses" or "burial expenses" means expenses directly related to
25 burial or cremation of the victim; burial plot or crypt; casket, flowers,
26 candles, rental of a funeral home church or location; tents, chairs, food and
27 beverages, funeral booklets, musical services, transportation of the deceased

1 victim to or from Guam. It does not include air or ground transportation of a
2 person to escort or accompany a deceased victim, or for any person to attend
3 the burial.

4 e. "Maintenance of the victim" means the actual providing of direct physical
5 car to a victim such as hospice, food, personal needs and may include
6 reasonable temporary lodging and relocation for the safety of the victim not
7 to exceed 30 days but does not include indirect costs such as power or
8 utilities (unless part of lodging), mortgage, or personal financial debts.

9 f. "Medical expense" means monetary costs involved in seeking treatment
10 from a licensed medical provider for injury or death caused to a victim of a
11 violent crime as stated in 8 GCA §161.55. It includes emergency hospital
12 services, medical clinic services, mental health counseling and care,
13 psychiatric care, therapy, medication management, counseling, dental
14 services, dental devices, eyeglasses, corrective lenses, and for services
15 rendered in accordance with & additional methods of healing recognized in
16 Guam.

17 g. "Pain and suffering" mean expenses incurred by a victim related to severe or
18 serious physical injury or temporary mental suffering which require
19 counseling to cope with the trauma of victimization.

20 h. "Pecuniary loss" means damages measured in financial terms, in monetary
21 amounts to include loss of wages or employment, loss of financial support,
22 out of pocket losses associated with maintenance of the victim, repair costs
23 to property necessary for the safety of the victim, or loss to the private
24 citizen directly resulting from property damage under §161.80 (d).

25 i. "Residency" means the place where a person lives for a period of thirty (30)
26 consecutive days in a calendar year, maintains that person's home and to
27 which, whenever that person is absent, that person has the bona fide

1 intention to return. Indicia of residence on Guam shall include but not be
2 limited to, payment of Guam personal income taxes, maintaining a home or
3 other living accommodations in Guam, having temporarily departed from
4 Guam with the intention of returning, and not being registered to vote in any
5 other State, territory, or county since departing Guam pursuant to Title 3
6 GCA § 9123.

8 **PART II**

9 **GENERAL PROCEDURES**

10 **SECTION 201. Membership.** The Commission shall be made up of five
11 (5) members appointed by the Governor of Guam with the advice and consent of *I*
12 *Liheslaturan Guåhan*.

13 **SECTION 202. Chairperson/ Term Limit.** The Commission shall elect a
14 Chair from among the membership who shall serve for a period of two (2) years. A
15 commissioner may be reelected to one consecutive term as Chair for a total of four
16 (4) years, unless no other member expresses interest in serving as Chair, in which
17 case an outgoing Chair may continue to serve for successive terms without limit.
18 The Chair may be removed without cause by a majority vote of the remaining
19 members, and a new Chair shall be elected immediately.

20 **SECTION 203. Hearings/ Working Sessions.**

21 **a. Hearings.** A hearing shall be called by the Chair at such times, dates and
22 places as shall be set by the Chair. Additional hearings can be called by a
23 majority of the members in writing requesting the Chair to convene a
24 hearing with a proposed agenda. In the event a Chair refuses to convene a
25 hearing as requested, the Attorney General may convene a meeting *sua*
26 *sponte*. The Attorney General's Office (OAG) shall provide all
27 administrative support and assistance to the Commission for the purposes

1 of calling hearings including all costs of publication. At a hearing, the
2 Commission shall adjudicate applications, take testimony and consider
3 evidence from applicants and supporting witnesses, issue subpoenas,
4 adopt and amend rules and regulations, legislation, review the financial
5 stability of the CICP Fund (Fund), consider such matters as will improve
6 and benefit the general community in relation to victim compensation.

7 **b. Working Sessions.** The Chair may call a working session for the
8 purposes of discussing administrative or executive matters, including a
9 general review of pending applications. No application can be decided
10 upon, and no action taken with reference to an application at a working
11 session. Administrative matters may include budget preparation, sub-
12 committee reports, communications, program improvement and outreach
13 efforts, as well as legal assistance from the OAG. Working sessions may
14 be conducted via video Zoom or teleconferencing, do not require a
15 quorum, are limited to be informal, and not subject to record keeping.

16 **SECTION 204. Quorum.**

- 17 a. A validly convened hearing requires a quorum present. A quorum of the
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19 No decision or action of the Commission shall be valid without a quorum.
20 No hearing can be convened without a valid quorum. Any decision made in
21 the absences of a valid quorum is void *ab initio*.
- 22 b. A quorum is not required for working sessions.
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24 due to unfilled vacancies shall be resolved in accordance with 8 GCA §
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21 this Act. 8 GCA § 161.55 (b).

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REGULATIONS, RELATIVE TO ADOPTING “THE
RULES AND REGULATIONS FOR THE ADJUDICATION
OF VICTIM CLAIMS—2024” ATTACHED HERETO AS
EXHIBIT “A”.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the *Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims 2024* establish the procedural structure for how victims of violent crime in Guam can apply for financial compensation. These standards ensure that the process aligns with the Criminal Injuries Compensation Act in Chapter 161 to Title 8, Guam Code Annotated, and the Administrative Adjudication Law in Chapter 9, Title 9, Guam Code Annotated. *I Liheslaturan Guåhan* further finds that these standards are critical to further protect crime victims, uphold due process, and ensure the responsible management of public funds, by delivering a structured, fair, and supportive system for compensating individuals who have suffered from criminal acts.

Section 2. Adoption. *I Liheslaturan Guåhan* hereby adopts the Rules and Regulations attached hereto as Exhibit A entitled: “*Rules and Regulations for the*

1 *Adjudication of Victim Claims—2024*” pursuant to the Criminal Injuries
2 Compensation Act, § 161.120, Chapter 161.120 of Title 8, Guam Code Annotated,
3 and the Administrative Adjudication Law in Chapter 9, Title 9, Guam Code
4 Annotated.

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

10 **Section 4. Effective Date.** This Act shall become effective upon enactment.

“EXHIBIT A”

The Criminal Injuries Compensation Commission Rules and Regulations for the Adjudication of Victim Claims

2024

[These Administrative Rules & Regulations are promulgated under the authority of Criminal Injuries Compensation Act, title 8 GCA, Chapter 161.120, and the Administrative Law 5 GCA Chapter 9, Article 3. Adopted by the Criminal Injuries Compensation Commission on March 1, 2024]

PART I

SECTION 101. Purpose. These Rules and Regulations are adopted pursuant to the Compensation for Damages from Criminal Activities Act [8 GCA 161.120] (Act) for the purpose of conducting the administrative business of the Criminal Injuries Compensation Commission ("Commission"), and the procedures for victims of violent crime who suffered injury or death to apply for compensation under the Criminal Injuries Compensation Program (CICP). It is the intent of the Commission to provide for prompt and expeditious review of all applications made under the CICP.

SECTION 102. Definitions. In addition to those terms defined under 8 GCA 161.10 the following terms are defined and made applicable:

- a. "Adjudicate" means to consider evidence supporting an application for compensation, and to vote to approve or disapprove an award of compensation in whole or in part.
- b. "Applicant" means a victim as defined in 8 GCA 161.10(i) a spouse, a child of a victim, a dependent of a deceased victim, or a private citizen as defined in 8 GCA 161.10.
- c. "Collateral source" means amounts or benefits received or to be received from any source, whether from the offender or from any person on behalf of the offender, or from public or private funds, and which amounts or benefits result from or are in any manner, directly or indirectly, attributable to the injury or death which gave rise to the award. 8 GCA 161.10(a) It also includes the personal guarantee of a person for the medical expenses of a deceased victim.
- d. "Funeral expenses" or "burial expenses" means expenses directly related to burial or cremation of the victim; burial plot or crypt; casket, flowers,

candles, rental of a funeral home church or location; tents, chairs, food and beverages, funeral booklets, musical services, transportation of the deceased victim to or from Guam. It does not include air or ground transportation of a person to escort or accompany a deceased victim, or for any person to attend the burial.

e. "Maintenance of the victim" means the actual providing of direct physical care to a victim such as hospice, food, personal needs and may include reasonable temporary lodging and relocation for the safety of the victim not to exceed 30 days but does not include indirect costs such as power or utilities (unless part of lodging), mortgage, or personal financial debts.

f. "Medical expense" means monetary costs involved in seeking treatment from a licensed medical provider for injury or death caused to a victim of a violent crime as stated in 8 GCA §161.55. It includes emergency hospital services, medical clinic services, mental health counseling and care, psychiatric care, therapy, medication management, counseling, dental services, dental devices, eyeglasses, corrective lenses, and for services rendered in accordance with & additional methods of healing recognized in Guam.

g. "Pain and suffering" mean expenses incurred by a victim related to severe or serious physical injury or temporary mental suffering which require counseling to cope with the trauma of victimization.

h. "Pecuniary loss" means damages measured in financial terms, in monetary amounts to include loss of wages or employment, loss of financial support, out of pocket losses associated with maintenance of the victim, repair costs to property necessary for the safety of the victim, or loss to the private citizen directly resulting from property damage under §161.80 (d).

- i. "Residency" means the place where a person lives for a period of thirty (30) consecutive days in a calendar year, maintains that person's home and to which, whenever that person is absent, that person has the bona fide intention to return. Indicia of residence on Guam shall include but not be limited to, payment of Guam personal income taxes, maintaining a home or other living accommodations in Guam, having temporarily departed from Guam with the intention of returning, and not being registered to vote in any other State, territory, or county since departing Guam pursuant to Title 3 GCA § 9123.

PART II

GENERAL PROCEDURES

SECTION 201. Membership. The Commission shall be made up of five (5) members appointed by the Governor of Guam with the advice and consent of *Liheslaturan Guåhan*.

SECTION 202. Chairperson/ Term Limit. The Commission shall elect a Chair from among the membership who shall serve for a period of two (2) years. A commissioner may be reelected to one consecutive term as Chair for a total of four (4) years, unless no other member expresses interest in serving as Chair, in which case an outgoing Chair may continue to serve for successive terms without limit. The Chair may be removed without cause by a majority vote of the remaining members, and a new Chair shall be elected immediately.

SECTION 203. Hearings/ Working Sessions.

a. Hearings. A hearing shall be called by the Chair at such times, dates and places as shall be set by the Chair. Additional hearings can be called by a majority of the members in writing requesting the Chair to convene a hearing with a proposed agenda. In the event a Chair refuses to convene a

hearing as requested, the Attorney General may convene a meeting *sua sponte*. The Attorney General's Office (OAG) shall provide all administrative support and assistance to the Commission for the purposes of calling hearings including all costs of publication. At a hearing, the Commission shall adjudicate applications, take testimony and consider evidence from applicants and supporting witnesses, issue subpoenas, adopt and amend rules and regulations, legislation, review the financial stability of the CACP Fund (Fund), consider such matters as will improve and benefit the general community in relation to victim compensation.

b. Working Sessions. The Chair may call a working session for the purposes of discussing administrative or executive matters, including a general review of pending applications. No application can be decided upon, and no action taken with reference to an application at a working session. Administrative matters may include budget preparation, sub-committee reports, communications, program improvement and outreach efforts, as well as legal assistance from the OAG. Working sessions may be conducted via video Zoom or teleconferencing, do not require a quorum, are limited to be informal, and not subject to record keeping.

SECTION 204. Quorum.

- a. A validly convened hearing requires a quorum present. A quorum of the Commission for purposes of a hearing shall consist of three (3) members. No decision or ~~rf~~ action of the Commission shall be valid without a quorum. No hearing can be convened without a valid quorum. Any decision made in the absence of a valid quorum is void *ab initio*.
- b. A quorum is not required for working sessions.
- c. A quorum failure resulting from a lack of Commissioners serving in office due to unfilled vacancies shall be resolved in accordance with 8 GCA §

1 161.15(a), requiring the Attorney General to convene a hearing. Upon
2 resolution of the quorum failure, Section 161.15(a) shall no longer be
3 applicable.

- 4 d. A Commissioner may be considered in attendance for the purpose of
5 establishing a quorum via any video or teleconferencing that permits
6 questions and answers to be properly recorded.

7 **SECTION 205. Vacancy.** A vacancy in the membership of the Commission
8 shall be filled only in accordance with statute. 8 GCA § 161.20. The Commission
9 shall notify the Governor and *I Liheslaturan Guåhan* of a vacancy with a request to
10 have such vacancy filed expeditiously for the benefit of victims of crime.

11 **SECTION 206. Voting.** Decisions of the Commission require a vote of
12 three (3) members participating in a validly called hearing. No decision is valid
13 without a quorum vote of three members. A Commissioner who is participating in
14 a hearing via video or teleconferencing shall be permitted to exercise his/her vote.
15 8 GCA § 161.25.

16 **SECTION 207. Public Notice.** All hearings of the Commission shall
17 comply with the notice requirements of the Open Government Law. Working
18 sessions do not require compliance with the Open Government Law. [5 GCA
19 Chapter 8] The Commission is authorized to conduct closed hearings to adjudicate
20 applications for compensation. 8 GCA § 161.30 (b), as amended by P.L. 37-40,
21 July 31, 2023.

22 **SECTION 208. Disclosure of Record.** Confidential records of victims or
23 eligible applicants are protected from public disclosure, inspection, reporting or
24 discovery without the prior written consent of the victim/eligible applicant, or as
25 compelled by court order, federal or local law. 8 GCA § 161.30 (e), as amended by
26 P.L. 37-40, July 31, 2023.

PART III

ELIGIBILITY

SECTION 301. Eligibility. An applicant is eligible to apply for compensation in the following circumstances:

- a. The act of omission resulted in the death or injury to the applicant.
- b. Death or~~f~~ injury occurred within Guam, or if it occurred outside of Guam, the victim or eligible applicant must prove victim was a resident at the time death or injury occurred and prove that the territory, state of country in which the crime occurred does not have a crime victim's compensation statute. 8 GCA § 161.75.

SECTION 302. Burden to Demonstrate Eligibility. The burden of proving eligibility rests wholly with the person who seeks compensation as a victim or eligible applicant.

- a. A copy of the police report containing the criminal history and investigation of the crime is presumptive proof the crime occurred. Invoices for services performed, payment receipts, and other financial documents are required as proof of incurred expenses. Failure to provide such documentation is grounds for disapproval of an application.
- b. Operation of a motor vehicle, boat, or aircraft while impaired or under the influence of alcohol or drugs in violation of 9 GCA § 92101 et. Seq. with a blood alcohol level or drug impairment over legal limits is sufficient to prove intent that a crime has been committed for purposes of this Act. 8 GCA § 161.55 (b).

SECTION 303. Statutory Limitations. An application must be filed within eighteen (18) months of the date of injury, death of the victim, or property damage. 8 GCA § 161.90(a).

PART IV

APPLICATION

SECTION 401. Application Form. Application for compensation under these Rules shall be made using the official administrative form approved by the Commission. No other application form shall be acceptable. An applicant is required to make a sworn declaration attesting to the truthfulness of all information contained in the application.

SECTION 402. Review for Eligibility and Completeness- Referral to Commission.

- a. The administrative staff of the Commission is responsible for reviewing all filed applications promptly to determine whether the applicant is eligible and the completeness of the application. An incomplete application shall not be processed for further consideration. An applicant shall be notified twenty (20) business days of filing whether the applicant meets eligibility requirements and whether the application is complete or incomplete.
- b. An applicant must provide all supporting documentation including original or certified copies of medical or funeral expenses.
- c. A victim applicant must provide all supporting documentation to prove loss of income, loss of employment or any other pecuniary loss resulting from the injury, including pain and suffering.
- d. An applicant responsible for the care and maintenance of the victim must provide all supporting documentation to prove pecuniary losses.
- e. An applicant, whether at the time of application or after an award is made, must provide evidence or collateral compensation from any source whether from the offender as restitution, or from any person on behalf of the offender, or from public or private funds, and which amounts or

- benefits result from or are in any manner directly or indirectly attributable to the injury or death which gave rise to the requested compensation or award, but does not include life insurance benefit to a surviving spouse or dependents of a deceased victim. 8 GCA § 161.100.
- f. Completed applications shall be submitted to the Commission for review, consideration, and adjudication.

PART V

HEARING

SECTION 501. Hearing.

- a. Hearings of the Commission must comply with the Open Government Law, except as authorized under 8 GCA § 161.30 (b) and these Rules.
- b. Hearings pertaining to the administrative business of the Commission are open to the public.
- c. Adjudicative hearings pertaining to the taking of testimony and evidence in support of an application for compensation are closed to the public.
- d. The Commission is authorized to hire an Administrative Law Judge (ALJ) to conduct adjudicative hearings on behalf of the Commission and to make dispositive recommendations to approve or disapprove an application for compensation in whole or in part to the Commission.
- e. The hearing shall be informal. Rules of Evidence shall not apply.
- f. The applicant and all witnesses shall testify under oath.
- g. The applicant is entitled to call witnesses and may request the Commission to subpoena the attendance of witnesses. If a subpoena is required for the attendance of a witness, the applicant shall pay civil fees for a witness' attendance equivalent to the same fee allowable by the Superior Court of Guam for attendance of a witness under subpoena.

- h. An applicant is entitled to be represented by counsel at his/her own expense.
- i. The applicant and all witnesses are subject to examination by the Commission, Counsel for the applicant is permitted to examine the witness. An applicant who is not represented by counsel (pro se) may present questions to the Commission for consideration of the witness. A pro se applicant shall not be permitted to examine witnesses directly.
- j. The burden of proof standard is clear and convincing evidence.
- k. A hearing may be recessed or continued at the discretion of the Commission.
- l. All hearings shall be recorded. No written transcript shall be required. In the case of an appeal on the record a digital transcript shall be provided to the applicant and payment of \$25 reproduction fee payable to the Treasurer of Guam.

SECTION 502. Medical Examination.

- a. The Commission may order the applicant to be examined by a licensed practitioner appointed by the Chair, specifically requesting a determination that is relevant to a determination of whether the injury was reasonably and likely a result of the acts of the offender as alleged by the applicant. Such examination shall be paid from the administrative funds of the Commission. A report shall be made to the Commission by the appointed practitioner expressing his/her opinion on the issue. The applicant shall be entitled to a copy of the report.
- b. The applicant may rebut the findings of the report at hearing by filing a separate report for the Commission's consideration at the applicant's own expense.

PART VI

DECISION AND APPEAL

SECTION 601. Decision.

a. The Commission shall render a decision no later than one hundred and twenty days (120) from the date of the final hearing, including any continuances. The Commission may extend rendering its decision for good cause stated in writing to the applicant, and in no event shall the extension exceed thirty (3) more days.

b. Where the hearing is conducted by an ALJ, the ALJ shall render a recommendation to the Commission within 20 calendar days of the hearing. The Commission may accept or reject the recommended findings and conclusions of the ALJ. The Commission may review the record *de novo* in deciding whether to accept or reject the ALJ's recommendation. The Commission shall notify the applicant in writing of its final decision.

SECTION 602. Reconsideration. The Commission is permitted to reconsider any decision rendered, either *sua sponte* or on petition of an aggrieved applicant. A reconsideration motion must be filed no later than ten (10) working days after issuance of the Commission's decision. Reconsideration is permitted based on an error or mistake of fact. Reconsideration is not permitted to challenge the Commission's discretionary authority. Reconsideration is limited to the record. No new evidence shall be permitted as the basis for a motion for reconsideration. 8 GCA § 161.45(a).

SECTION 603. Appeal. An aggrieved applicant may appeal the decision of the Commission to the Superior Court of Guam on the sole grounds that the decision exceeded the Commission's authority or jurisdiction, within thirty (30) calendar

1 days after service upon the applicant an original or certified copy of such decision.
2 Except as provided herein, there I no further bases for appeal. 8 GCA § 161.45(b)

PART VII

AWARD AND ATTORNEY FEES

6 **SECTION 701. Maximum Award.** Compensation for medical expenses may
7 be awarded up to the amount of Twenty Thousand Dollars (\$20,000.00), and
8 compensation for all other purposes allowed under this Chapter shall not exceed
9 Ten Thousand Dollars (\$10,000.00). 8 GCA § 161.90(b)

10 **SECTION 702. Attorney Fees.** The Commission may order reasonable
11 attorney fees based on an award granted to an applicant as provided in 8 GCA §
12 161.40. The Commission shall require the attorney to submit an Affidavit of
13 Reasonable Attorney Fees to the Commission within thirty (30) days of the
14 issuance of a final decision of the Commission. An order for reasonable attorney
15 fees is not subject to reconsideration or appeal.



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

June 30, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Fiscal Note Waiver for Bill No. 155-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note Waiver for the following bill:

Bill No. 155-38 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly copy the same to Management Information Services (MIS) for posting on our website.





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

JUN 27 2025

Vice Speaker V. Anthony Ada
Chairperson, Committee on Rules
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Hafa Adai Vice Speaker Ada:

The Bureau requests that Bill No. 155-38 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 155-38 (COR) is an act to add a new Article 3 to Chapter 1, Title 19, Guam Administrative Rules and Regulations, relative to adopting "The Rules and Regulations for the Adjudication of Victim Claims 2024" attached hereto as Exhibit "A".

The bill seeks to establish the procedural structure for how victims of violent crimes in Guam can apply for financial compensation. These standards ensures that the process aligns with the Criminal Injuries Compensation Act in Chapter 161 to Title 8, Guam Code Annotated, and the administrative Adjudication Law in Chapter 9, Title 9, Guam Code Annotated.

Based on comments received regarding Bill No. 155-38 (COR), the Office of the Attorney General (OAG) has stated that there is no fiscal impact for this bill. The OAG notes that funds received from the Criminal Injuries Compensation Program is derived from fines and fees of Local and Federal Criminal and Civil penalties and not appropriations from the Guam Legislature. The OAG further states that this bill, at its core, formally establishes the rules, policies, and procedures to effectively and efficiently run the Criminal Injuries Compensation Program.

As such, the bill is determined to be administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

Senseramente,

LESTER L. CARLSON, JR.