



Judiciary of Guam

Guam Criminal Law and Procedure Review Commission
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HON. ROBERT J. TORRES
CHIEF JUSTICE

HON. ALBERTO C. LAMORENA, III
PRESIDING JUDGE

HON. JONATHAN R. QUAN
CHAIRMAN

ANDREW SERGE QUENGA
EXECUTIVE DIRECTOR

GUAM CRIMINAL LAW AND PROCEDURE REVIEW COMMISSION

RESOLUTION No. 2025-01

RELATIVE TO APPROVING THE INTERIM REPORT OF THE COMMISSION

WHEREAS, the Guam Criminal Law and Procedure Review Commission ("Commission") was established by Public Law No. 36-119, as amended by P.L. 37-125:XII:39, to conduct the first comprehensive review of Guam's Criminal and Correctional Code (Title 9, Guam Code Annotated) and Criminal Procedure Code (Title 8, Guam Code Annotated) since their adoption in 1976; and

WHEREAS, pursuant to its statutory mandate, the Commission prioritized the review of Title 9 and has undertaken a detailed examination of selected chapters through its subcommissions, incorporating relevant legal developments and comparative analyses of Model Penal Code jurisdictions and U.S. jurisdictions with modernized codes; and

WHEREAS, recommendations for amendments to selected chapters of Title 9 were subjected to deliberation and approval first at the subcommission level and subsequently by the full Commission at its plenary meetings; and

WHEREAS, at its duly noticed plenary meeting held on May 29, 2025, the Commission considered and voted to approve the recommendations contained in Attachment 3 of the Interim Report, as shown in the attached Exhibit A, with ten (10) members voting in favor, zero (0) opposed, one (1) abstaining, and four (4) absent; and

WHEREAS, this vote to approve satisfies the requirement of the Commission's enabling legislation, which mandates a minimum of eight (8) votes in favor.

NOW, THEREFORE, BE IT RESOLVED that the Guam Criminal Law and Procedure Review Commission hereby formally approves the recommendations set forth in the Interim Report, which reflect the Commission's official position on the chapters reviewed to date; and

BE IT FURTHER RESOLVED that the Commission authorizes the transmittal of the Interim Report to the Speaker of *I Liheslaturan Guåhan*, *I Maga'hågan Guåhan*, the Chief Justice of Guam, and other relevant stakeholders as required by law and Commission procedure; and

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BE IT FURTHER RESOLVED that the Commission affirms that it will continue to review criminal laws that were not addressed in the Interim Report.

DULY ADOPTED by the Guam Criminal Law and Procedure Review Commission on the 29th day of May 2025, during its duly convened plenary meeting.



Jonathan R. Quan, Chairman

Dated: 6/12/2025

ATTEST:



Andrew S. Quenga, Executive Director

Dated: 6/12/2025