

I Mina'Trentai Tres Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
149-33 (COR)	V. Anthony Ada Frank F. Blas Jr.	AN ACT TO ADD A NEW ARTICLE 7 TO CHAPTER 24 OF 7GCA RELATIVE TO PARENTS' LIABILITY FOR WILLFUL ACTS OF MINOR CHILDREN.	07/30/15 12:37 p.m.	08/04/15	Committee on the Guam U.S. Military Relocation, Public Safety and Judiciary			



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature

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August 4, 2015

MEMORANDUM

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Thomas C. Ada** 
Acting Chairperson of the Committee on Rules

Subject: **Referral of Bill No. 149-33(COR)**

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 149-33(COR)**.

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

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

Si Yu'os Ma'åse!

Attachment

I MINA' TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015(FIRST) Regular Session

Bill No. 149-33 (COR)

Introduced by:

V. Anthony Ada
F.F. Blas, Jr.

**AN ACT TO ADD A NEW ARTICLE 7 TO CHAPTER 24
OF 7GCA RELATIVE TO PARENTS' LIABILITY FOR
WILLFUL ACTS OF MINOR CHILDREN.**

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

2 **Section 1.** A new Article 7 is *added* to Chapter 24 of 7GCA to read as follows:

3
4 **Article 7**

5 **Other Actions**

6
7 **§24701. Parents' Liability for Willful Acts of Minor Children.**

8 (a) Any act of willful misconduct of a minor that results in injury or death to
9 another person or in any injury to the property of another shall be imputed to the parent
10 or guardian having custody and control of the minor for all purposes of civil damages,
11 and the parent or guardian having custody and control shall be jointly and severally
12 liable with the minor for any damages resulting from the willful misconduct.

13 Subject to the provisions of subdivision (c), the joint and several liability of
14 the parent or guardian having custody and control of a minor under this subdivision
15 shall not exceed Twenty-Five Thousand Dollars (\$25,000) for each tort of the minor,
16 and in the case of injury to a person, imputed liability shall be further limited to
17 medical, dental and hospital expenses incurred by the injured person, not to exceed

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1 twenty-five thousand dollars (\$25,000). The liability imposed by this section is in
2 addition to any liability now imposed by law.

3 (b) Any act of willful misconduct of a minor that results in the defacement of
4 property of another with paint or a similar substance shall be imputed to the parent or
5 guardian having custody and control of the minor for all purposes of civil damages,
6 including court costs, and attorney's fees, to the prevailing party, and the parent or
7 guardian having custody and control shall be jointly and severally liable with the minor
8 for any damages resulting from the willful misconduct, not to exceed Twenty-Five
9 Thousand Dollars (\$25,000), except as provided in subdivision (c), for each tort of the
10 minor.

11 (c) The amounts listed in subdivisions (a) and (b) *may* be adjusted every two
12 (2) years by the Judicial Council to reflect any increases in the cost of living in Guam.

13 (d) The maximum liability imposed by this section is the maximum liability
14 authorized under this section at the time that the act of willful misconduct by a minor
15 was committed.

16 (e) Nothing in this section shall impose liability on an insurer for a loss caused
17 by the willful act of the insured for purposes of §18602 of Chapter 18 of 22GCA. An
18 insurer shall not be liable for the conduct imputed to a parent or guardian by this
19 section for any amount in excess of Ten Thousand Dollars (\$10,000).