FILE COPY

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Bill No. 384-30 (LS), "AN ACT TO *AMEND* §6114 OF CHAPTER 6 OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO THE CRIMINAL RECORD OF A PERSON SEEKING PUBLIC OFFICE",** was on the 3rd day of May, 2010, duly and regularly passed.

Judith T. Won Pat, Ed. D.
Speaker

Attested:

Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 4 day of MAY, 2010, at 10:30 o'clock A.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 384-30 (LS)
As amended on the Floor.

Introduced by: Adolpho B. Palacios, Sr.
T. C. Ada
V. Anthony Ada
F. B. Aguon, Jr.
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
T. R. Muña Barnes
Judith P. Guthertz, DPA
v. c. pangelinan
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

AN ACT TO *AMEND* §6114 OF CHAPTER 6 OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO THE CRIMINAL RECORD OF A PERSON SEEKING PUBLIC OFFICE.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. §6114 of Chapter 6, Title 3, Guam Code Annotated, is hereby *amended* to read:

"**§6114. Convicted Felons and Others Shall Not be Candidates.** Notwithstanding any other provision of law, all candidates for any elected public office, board or commission must *not* have been

convicted of a felony, and must *not* have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude.

At the time of filing for candidacy with the Commission, a candidate *shall* submit: (1) a clearance from the Guam Police Department, and a clearance from the Judiciary of Guam; and (2) a signed affidavit attesting that the candidate has *not* been convicted of a felony or misdemeanor, as described herein in this Section, in any State or Territory of the United States or foreign country. The cost for the police clearance and the court clearance required by this Section *shall* be borne by the person seeking the public office."

Section 2. Effective Date. The effective date of this Act *shall* be retroactive to April 1, 2010.

OFFICE OF THE SPEAKER
I MINA'TRENTA NA LIHESLATURAN GUAHAN | 30th GUAM LEGISLATURE
JUDITH T. WON PAT, Ed.D.

April 29, 2010

To: *I Mina'Trenta Na Liheslaturan Guahan*

RE: Waiver of Public Hearing on Bill 384-30(LS)

After careful evaluation for your request to waive the requirements for a public hearing on Bill 384-30(COR):

> ***Bill 384-30(LS): An act to amend §6114 of Chapter 6 of Title 3, Guam Code Annotated, relative to the criminal record of a person seeking public office.***

I certify, pursuant to 2 GCA §2103, that Bill 384-30(LS) meets a requirement of the above cited public law and that a public hearing on the bill is accordingly waived.

Senseramente,

Judith T. Won Pat, Ed.D.
Speaker

cc: Senator Adolpho Palacios, Sr.
Clerk of the Legislature

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COMMITTEE ON PUBLIC SAFETY,
LAW ENFORCEMENT & SENIOR CITIZENS
I Mina'Trenta na Liheslaturan Guåhan
SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PL 30-109

Thirtieth
Guam Legislature

Committee on Public Safety, Law Enforcement & Senior Citizens Members:

Senator Adolpho B. Palacios, Sr. Chairman

Senator Ray Tenorio Vice Chairman

Speaker Judith T. Won Pat Member

Senator Thomas C. Ada Member

Senator Frank B. Aguon, Jr. Member

Senator Matt Rector Member

Senator Edward J.B. C 'vo Member

Senator James V. Espaldon Member

Other Committee Chairmanship/Membership:

- Chairman, Committee on Labor, the Public Structure, Public Libraries & Technology
- Vice Chairman, Committee on Economic Development, Health and Human Services, & Judiciary
- Vice Chairman, Committee on Utilities, Transportation, Public Works, & Veterans Affairs
- Member, Committe on Rules
- Member, Committee on Education

April 29, 2010

MEMORANDUM

TO: Speaker Judith T. Won Pat, Ed.D.

FROM: Senator Adolpho B. Palacios, Sr.

SUBJECT: Request for Emergency Certification of Bill No. 384-30(LS)

I am requesting that Bill No. 384-30 (LS) be declared an emergency for the purpose of waiving the public hearing requirements.

Bill No. 384-30 (LS), is an act to amend §6114 of Chapter 6, Title 3, Guam Code Annotated, relative to the criminal record of a person seeking public office, requiring Federal Bureau of Investigation (FBI) clearance.

This Bill would provide for the appropriate language that would be acceptable to the FBI in order to provide the services required by this Section.

I look forward to your approval of my request and the swift passage of this legislation.

Si Yu'os Ma'ase'

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