

*I Mina'Trentai Unu Na Liheslaturan Guahan*

**Bill Log Sheet**

<b>BILL NOS.</b>	<b>SPONSOR</b>	<b>TITLE</b>	<b>DATE INTRODUCED</b>	<b>DATE REFERRED</b>	<b>120 DAY DEADLINE</b>	<b>CMTE REFERRED</b>	<b>PUBLIC HEARING DATE</b>	<b>DATE COMMITTEE REPORT FILED</b>	<b>Status</b>
<b>404-31 (COR)</b>	Chris M. Duenas, F.F. Blas, Jr., V.A. Ada	AN ACT TO ADD A NEW SECTION 6115 TO CHAPTER 6 OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO INDEPENDENT CANDIDATES FOR ELECTIVE OFFICE; AND, TO AMEND SECTION 16207 OF TITLE 3, GUAM CODE ANNOTATED.	12/29/11 1:28 p.m.	1/3/2012		Committee on Health & Human Services, Senior Citizens, Economic Development and Election Reform			



# COMMITTEE ON RULES

*I Mina'trentai Unu na Liheslaturan Guåhan* • The 31<sup>st</sup> Guam Legislature  
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January 3, 2012

**MEMORANDUM**

**To: Pat Santos**  
*Clerk of the Legislature*

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

**From: Senator Judith P. Guthertz, DPA**  
*Acting Chairperson, Committee on Rules*

**Subject: Referral of Bill Nos. 403-31(COR) & 404-31 (COR)**

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 403-31 (COR) and 404-31 (COR).

Please ensure that the subject bills are 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 Unu na Liheslaturan Guåhan*.

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

*Si Yu'os Ma'åse!*

(2) Attachment

777 Jan 4 11 08 AM  
PC

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN  
2011 (FIRST) REGULAR SESSION

2011 PRR 99 PM 1:28  
MMA

Bill No. 404-31 (cov)

Introduced by:

Chris M. Duenas  
F.F. Blas, Jr.  
V.A. Ada

AN ACT TO ADD A NEW SECTION 6115 TO CHAPTER 6 OF  
TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO  
INDEPENDENT CANDIDATES FOR ELECTIVE OFFICE;  
AND, TO AMEND SECTION 16207 OF TITLE 3, GUAM CODE  
ANNOTATED.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. It is the intent of *I Liheslaturan Guåhan* to  
3 provide a means by which an independent candidate for Senator, the office of *I Maga'lahaen Guahan*  
4 (the Governor of Guam) and *I Segundo Maga'lahaen Guahan* (the Lieutenant Governor of Guam),  
5 the office of Washington Delegate, and the offices of Mayor and Vice Mayor, may be qualified to be  
6 placed upon the ballot for the General Election.

7 Section 2. Add a new Section 6115 to Chapter 6, Title 3, Guam Code Annotated. A  
8 new Section 6115 is added to Chapter 6 of Title 3, Guam Code Annotated, to read:

9 "6115. Nomination of Independent Candidates for the General Election. (a) For  
10 purposes of this Section, *Independent Candidate* means any person qualified as a candidate under  
11 the laws of Guam, and the laws of the United States applicable to Guam, who is *not* a declared or  
12 registered member of a recognized political party on Guam. To be designated as an *Independent*  
13 *Candidate*, a person must renounce any affiliation with a recognized political party *prior* to  
14 declaring candidacy as an *Independent Candidate*.

15 (b) To obtain placement on the General Election ballot for the office of Senator, an  
16 independent candidate *shall* submit a nominating petition containing the names and signatures of *not*  
17 *less than* two percent (2%) of the registered voters on Guam to the Guam Election Commission no  
18 later than 8:00 p.m. on the first Saturday of the month of September immediately preceding the  
19 applicable General Election. The basis for the number of registered voters for purposes of this  
20 Section shall be the number of registered voters eligible to vote in the preceding General Election.

1 (c) To obtain placement on the General Election ballot for the office of I Maga'lahaen  
2 Guahan (the Governor of Guam) and I Segundo Maga'lahaen Guahan (the Lieutenant Governor of  
3 Guam), an independent candidate *shall* submit a nominating petition containing the names and  
4 signatures of *not less than* three percent (3%) of the registered voters on Guam to the Guam Election  
5 Commission no later than 8:00 p.m. on the first Saturday of the month of September immediately  
6 preceding the applicable General Election. The basis for the number of registered voters for purposes  
7 of this Section shall be the number of registered voters eligible to vote in the preceding General  
8 Election.

9 (d) To obtain placement on the General Election ballot for the office of  
10 Representative/Delegate to the United States House of Representatives, an independent candidate  
11 *shall* submit a nominating petition containing the names and signatures of *not less than* three percent  
12 (3%) of the registered voters on Guam to the Guam Election Commission no later than 8:00 p.m. on  
13 the first Saturday of the month of September immediately preceding the applicable General Election.  
14 The basis for the number of registered voters for purposes of this Section shall be the number of  
15 registered voters eligible to vote in the preceding General Election.

16 (e) To obtain placement on the General Election ballot for the office of Mayor or Vice  
17 Mayor, an independent candidate *shall* submit a nominating petition containing the names and  
18 signatures of *not less than* the greater of two percent (2%) of the registered voters or One Hundred  
19 (100) registered voters of the village to the Guam Election Commission no later than 8:00 p.m. on  
20 the first Saturday of the month of September immediately preceding the applicable General Election.  
21 The basis for the number of registered voters for purposes of this Section shall be the number of  
22 registered voters eligible to vote in that particular village at the preceding General Election.”

23 **Section 3. Amend Section 16207 of Title 3, Guam Code Annotated.** Section 16207 of  
24 Title 3, Guam Code Annotated is *amended* to read:

25 “§16207. **Independent Candidates.** Nomination papers may be filed on behalf of  
26 independent candidates. The papers shall be similar in form and signed in the same manner as in the  
27 case of party candidates, ~~and no nominator shall sign any petition who has previously signed a~~  
28 ~~petition for the same party for a partisan candidate.”~~

1           **Section 4. Repealer.** All laws requiring an independent or non-recognized party  
2 candidate to compete in a primary election or that are inconsistent with the intent of this Act are  
3 repealed.