I Mina'trentai Sais Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
106-36 (COR) As amended by the Committee on Public Safety, Emergency Response, Military and Veteran Affairs, Mayors Council, and Public Transit.	James C. Moylan Joe S. San Agustin Jose "Pedo" Terlaje Frank Blas Jr.	AN ACT TO ADD § 60109.1(l)(1)(I) AND § 60109.1(l)(1)(J) TO CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING POLICE PRECINCTS AND GOVERNMENT OFFICES TO THE LIST OF EXCEPTIONS WHERE AN AUTHORIZED INDIVIDUAL SHALL NOT OPENLY CARRY A FIREARM OR CARRY A CONCEALED FIREARM.	4/6/21 8:00 a.m.	4/9/21	Committee on Public Safety, Emergency Response, Military and Veteran Affairs, Mayors Council, and Public Transit	5/10/21 2:00 p.m.	8/12/21 10:56 a.m. As amended by the Committee on Public Safety, Emergency Response, Military and Veteran Affairs, Mayors Council, and Public Transit	Waiver: 4/14/21 Request: 4/9/21	

SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES
12/6/21	AN ACT TO *AMEND* § 60109.1(l) OF CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING POLICE PRECINCTS UNDER THE LIST OF EXCEPTIONS WHERE AN AUTHORIZED INDIVIDUAL SHALL NOT OPENLY CARRY A FIREARM OR CARRY A CONCEALED FIREARM.	12/15/21	12/15/21	12/27/21	36-69	12/27/21	Received: 12/28/21 Mess and Comm. Doc. No. 36GL-21-1458

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LT. GOVERNOR

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

December 27, 2021

HONORABLE THERESE M. TERLAJE
Speaker
I Mina'trentai Sais Na Liheslaturan Guåhan
36th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Re: BILL NO. 106-36 (COR) – An Act to *Amend* § 60109.1(l) of Chapter 60, Title 10, Guam Code Annotated, Relative to Including Police Precincts Under the List of Exceptions Where an Authorized Individual Shall Not Openly Carry a Firearm or Carry a Concealed Firearm

Dear Madame Speaker,

Currently, Guam laws make reasonable efforts to ensure public and private workspaces are safe work environments. These efforts include prohibiting individuals from carrying a firearm or a concealed firearm onto various premises. For example, one cannot bring a firearm into public and private schools, courthouses, or *I Liheslaturan Guåhan*. However, our laws do not expressly protect spaces controlled by the Guam Police Department.

Unfortunately, there have been instances of individuals carrying firearms and challenging our police officers at Guam Police Department precincts. This gap in the law creates unnecessary risk that threatens the safety of the general population, including victims and those who seek to report certain crimes, and police officers. Thus, this act, now signed into law as ***Public Law No. 36-69***, is an important measure for preserving our community's peace, health, and safety.

Senseremente,

LOURDES A. LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

Enclosure: Bill No. 106-36 (COR) *nka P.L. No. 36-69*

cc via email: *Honorable* Joshua F. Tenorio, *Sigundo Maga'låhen Guåhan*
Compiler of Laws

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

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

This is to certify that **Bill No. 106-36 (COR), "AN ACT TO *AMEND* § 60109.1(l) OF CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING POLICE PRECINCTS UNDER THE LIST OF EXCEPTIONS WHERE AN AUTHORIZED INDIVIDUAL SHALL NOT OPENLY CARRY A FIREARM OR CARRY A CONCEALED FIREARM,"** was on the 15th day of December 2021, duly and regularly passed.

Therese M. Tenaje

Therese M. Tenaje
Speaker

Attested:

Amanda Shelton

Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 15th day of December, 2021, at 6:50 o'clock P .M.

Pol D.Cruz

Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lourdes Leon Guerrero

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 12/27/2021

Public Law No. 36-69

2021-15257
RCVD AT CENTRAL FILES
DEC 16 '21 AM 9:28
Elaine Tajalle

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Bill No. 106-36 (COR)
As amended by the Committee on Public Safety,
Emergency Response, Military and Veteran Affairs,
Mayors Council, and Public Transit.

Introduced by: James C. Moylan
Joe S. San Agustin
Jose "Pedo" Terlaje
Frank Blas Jr.
V. Anthony Ada
Joanne Brown
Christopher M. Dueñas
Tina Rose Muña Barnes
Telena Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Amanda L. Shelton
Telo T. Taitague
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *AMEND* § 60109.1(l) OF CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING POLICE PRECINCTS UNDER THE LIST OF EXCEPTIONS WHERE AN AUTHORIZED INDIVIDUAL SHALL NOT OPENLY CARRY A FIREARM OR CARRY A CONCEALED FIREARM.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Guam law establishes several public and private jurisdictions where an individual shall not carry a concealed firearm, even if they are licensed to carry one with a valid firearm identification. This includes private properties and businesses

who are authorized to place a sign prohibiting the carrying of such firearms onto their premises. The law also includes a few government facilities, inclusive of the Guam Congress Building, the Superior Court of Guam, Guam Department of Education Schools, the Department of Corrections, and the Department of Youth Affairs; however, what is not included are police precincts and offices under the control of the Guam Police Department, where one can walk into a police station with a firearm.

This Act does not take away the right for one to bear arms. Rather, it prevents the carrying of a firearm into a police station, just as one cannot carry a firearm today into the Judiciary of Guam, the Guam Congress Building, the prison, or many business establishments. An individual may simply secure their weapon in their vehicle prior to entering the entity, which is authorized by statute.

Section 2. § 60109.1(l) of Chapter 60, Title 10, Guam Code Annotated, is hereby *amended* to read as follows:

"(l)(1)A license issued under this Section does not authorize any person to openly carry a firearm or carry a concealed firearm into:

(A) any detention facility, prison, or jail;

(B) any courthouse;

(C) any courtroom, except that nothing in this Section would preclude a judge from carrying a concealed weapon or determining who will carry a concealed weapon in his or her courtroom;

(D) *I Liheslaturan Guåhan;*

(E) private property or business premises where carrying of firearms is prohibited by the property owner, lessee, or business owner, and said prohibition is posted on the premises;

(F) while under the influence of alcohol (blood alcohol content of .08% or higher) or a controlled substance;

(G) any place where the carrying of firearms is prohibited by federal law;

(H) as stated in Title 9 GCA Chapter 71, "The Guam Gun Free School Zone Act of 2004;" or

(I) any property rented, leased, owned, or controlled by the Guam Police Department, including, but not limited to, any police station or precinct, sub-station, administrative office, and office space, with the only exception being the Guam Police Armory for the purposes of inspection, registration, or transfer of firearm, and the firearm *shall* be unloaded.

(2) A person licensed under this Section shall not be prohibited from carrying or storing a firearm in a vehicle for lawful purposes.

(3) Nothing in this statute shall be construed to prohibit a property owner or lessee of a residential or business property to carry a firearm, concealed or otherwise within their own property with a valid firearm identification, or allow any person employed and/or authorized by the owner, operator, or manager to carry a firearm on such premises with a valid firearm identification.

(4) Any person who knowingly and willfully violates any provision of this Subsection commits a misdemeanor."

Section 3. Severability. If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

Section 4. Effective Date. This Act shall be effective upon enactment.