




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
180-36 (LS)	James C. Moylan Frank Blas Jr. Christopher M. Dueñas	AN ACT TO <i>AMEND</i> § 19404 OF CHAPTER 19, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE ENFORCEMENT OF ORDERS, RELATED TO CITATIONS, FINES, AND MANDATORY VACCINES, ESTABLISHED BY THE GOVERNOR OF GUAM DURING A PUBLIC HEALTH EMERGENCY.	8/23/21 8:36 a.m.						

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

**Bill No. 180-36 (LS)**

Introduced by:

James C. Moylan   
Frank Blas Jr.   
Christopher M. Duenas 

**AN ACT TO *AMEND* § 19404 OF CHAPTER 19, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE ENFORCEMENT OF ORDERS, RELATED TO CITATIONS, FINES, AND MANDATORY VACCINES, ESTABLISHED BY THE GOVERNOR OF GUAM DURING A PUBLIC HEALTH EMERGENCY.**

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

**Section 1.** § 19404 of Chapter 19, Title 10, Guam Code Annotated is hereby *amended* to read as follows:

**§ 19404. Enforcement.**

During a state of public health emergency, the public health authority *may* request assistance in enforcing orders pursuant to this Chapter from the public safety authority. The public safety authority *may* request assistance from the organized militia in enforcing the orders of the public health authority. Notwithstanding any other provisions of the law, rule, or regulation to the contrary, any order from the Governor which establishes citations or fines for those who violate a Governor's Executive Order pursuant to this Chapter, or any order from the Governor which mandates the requirement of vaccinations for government

1 employees, private businesses, and their patrons, also pursuant to this Chapter,  
2 shall be approved by the Guam Legislature by majority vote.

3 **Section 2.** § 19603 of Chapter 19, Title 10, Guam Code Annotated is hereby  
4 *amended* to read as follows:

5 **§ 19603. Vaccination and Treatment.**

6 During a state of public health emergency, and pursuant to the provisions  
7 established in § 19404 of this Chapter, the public health authority may exercise the  
8 following emergency powers over persons as necessary to address the public health  
9 emergency.

10 (a) Vaccination. To vaccinate persons as protection against infectious  
11 disease and to prevent the spread of contagious or possibly contagious  
12 disease.

13 (1) Vaccination may be performed by any qualified person  
14 authorized to do so by the public health authority.

15 (2) A vaccine to be administered must not be such as is  
16 reasonably likely to lead to serious harm to the affected individual.

17 (3) To prevent the spread of contagious or possibly contagious  
18 disease the public health authority may isolate or quarantine, pursuant  
19 to § 19604, persons who are unable or unwilling for reasons of health,  
20 religion, or conscience to undergo vaccination pursuant to this  
21 Section.

22 (b) Treatment. To treat persons exposed to or infected with disease.

23 (1) Treatment may be administered by any qualified person  
24 authorized to do so by the public health authority.

25 (2) Treatment must not be such as is reasonably likely to lead to  
26 serious harm to the affected individual.

1                   (3) To prevent the spread of contagious or possibly contagious  
2                   disease the public health authority may isolate or quarantine, pursuant  
3                   to §19604, persons who are unable or unwilling for reasons of health,  
4                   religion, or conscience to undergo treatment pursuant to this Section.

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

10          **Section 4. Effective Date.** The act *shall* be effective immediately upon  
11          enactment.