

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN

2024 (SECOND) Regular Session

VOTING RECORD

Bill No. 215-37 (COR) As amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building March 22, 2024					
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NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett		✓				
Senator Frank Blas, Jr.		✓				
Senator Joanne Brown		✓				
Senator Christopher M. Dueñas		✓				
Senator Thomas J. Fisher	✓					
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez		✓				
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T. D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague		✓				
Speaker Therese M. Terlaje	✓					

TOTAL

9

6

0

0

Aye

Nay

**Not
Voting/
Abstained**

**Out
During
Roll Call**

Absent

Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN F. TAITAGUE
 Clerk of the Legislature

I = Pass

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 215-37 (COR)

As amended on the Floor.

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Introduced by:

Roy A. B. Quinata

Joe S. San Agustin

AN ACT TO *AMEND* § 1903 OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED; AND TO *AMEND* § 30101 OF ARTICLE 1, CHAPTER 30, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE ELECTION AND QUALIFICATION PROCESSES FOR THE OFFICES OF THE PUBLIC AUDITOR AND THE ATTORNEY GENERAL OF GUAM.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 1903 (Public Auditor Election) of Chapter 19, Title 1, Guam Code Annotated, is hereby *amended* to read as follows:

“§ 1903. Public Auditor Election.

(a) The Public Auditor shall be elected by the voters of Guam in a General Election occurring at the same time as the General Election for Mayors.

(1) The Public Auditor shall serve a term of four (4) years.

(2) The Public Auditor is a non-partisan office.

(A) No candidate for the position of Public Auditor shall declare a political party affiliation.

1 (B) No candidate for the Office of Public
2 Accountability shall seek the endorsement or receive
3 directly or indirectly financial or material support from a
4 political party.

5 (C) Any violation of the aforementioned shall
6 cause the Guam Election Commission to invalidate the
7 candidacy of the individual for Public Auditor.

8 (b) Candidates for Public Auditor shall be subject to the same
9 campaign and personal financial reporting requirements as applied to
10 candidates for *I Maga'låhen/Maga'hågan Guåhan*, as well as all laws
11 pertaining to campaign contributions.

12 (c) No nominating petition shall be required of a candidate for
13 Public Auditor.

14 (d) A candidate for the position of Public Auditor shall file his
15 or her candidacy with the Guam Election Commission no earlier than
16 one hundred sixty (160) days before the General Election, and no later
17 than ninety (90) days before the General Election.

18 (e) All qualified candidates complying with the provisions of
19 this Chapter shall be placed on the ballot for the Office of Public
20 Auditor to be cast at the General Election. The candidate receiving the
21 most votes, subject to the qualifications established by this Chapter,
22 shall be certified by the Guam Election Commission as having won
23 election to the position of Public Auditor.”

24 **Section 2.** § 30101 of Article 1, Chapter 30, Title 5, Guam Code Annotated,
25 is hereby *amended* to read as follows:

26 “§ 30101. **Attorney General.**

1 (a) The Office of the Attorney General of the government of
2 Guam shall be administered by the Attorney General of Guam, who
3 shall be elected by the people of Guam for a term of four (4) years.

4 (b) A candidate for the position of Attorney General of Guam
5 shall declare no political party affiliation. Candidates for Attorney
6 General of Guam shall be subject to the same campaign and personal
7 financial reporting requirements as apply to candidates for *I*
8 *Maga'låhen/Maga'hågan Guåhan* [the Governor], as well as all laws
9 pertaining to campaign contributions. No nominating petition shall be
10 required of a candidate for Attorney General of Guam. A candidate for
11 the position of Attorney General of Guam shall file his candidacy with
12 the Guam Election Commission no earlier than one hundred sixty (160)
13 days before the general election, and no later than ninety (90) days
14 before the general election. All qualified candidates complying with the
15 provisions of this Section shall be placed on the ballot for the office of
16 Attorney General to be cast at the General Election. The candidate
17 receiving the most votes, subject to the qualifications established by
18 this Chapter, shall be certified by the Guam Election Commission as
19 having won election to the position of Attorney General. The Attorney
20 General shall be sworn into and take office on the first Monday of the
21 January following the General Election at which the Attorney General
22 was elected and shall remain in office until the election and swearing
23 in of a new Attorney General, unless removed from Office as provided
24 for in this Section. The Attorney General shall:

25 (1) be at least thirty (30) years of age;

26 (2) be a citizen of the United States and a resident of

27 Guam;

1 (3) be an active member in good standing of the Guam
2 Bar Association on Guam for at least five (5) years immediately
3 preceding his or her candidacy for Office, or an inactive member
4 of the Guam Bar Association who, in the five (5) years preceding
5 his election as an Attorney General has served as an elected
6 official elected by the people of Guam or as a Public Auditor of
7 Guam, or as a Justice of the Supreme Court of Guam or Judge of
8 the Superior Court of Guam;

9 (4) not have been convicted of a felony; and

10 (5) not have been suspended from the practice of law in
11 any jurisdiction for violation of ethical rules governing the
12 practice of attorneys.

13 (c) The Attorney General of Guam may be removed in the
14 same manner as provided under the Organic Act of Guam for the
15 removal of *I Maga'låhen/Maga'hågan Guåhan* [the Governor]. As
16 provided in the Organic Act of Guam, a vacancy in the position of
17 Attorney General shall be filled:

18 (1) by appointment by *I Maga'låhen/Maga'hågan*
19 *Guåhan* [the Governor] if such vacancy occurs less than six (6)
20 months before a General Election for the Office of the Attorney
21 General of Guam; or

22 (2) by a Special Election held no sooner than three (3)
23 months after such vacancy occurs, and no later than six (6)
24 months before a general election for Attorney General of Guam,
25 and by appointment by *I Maga'låhen/Maga'hågan Guåhan* [the
26 Governor] pending a Special Election under this Subsection.”

27 **Section 3. Effective Date.** This Act shall be effective upon enactment.

1 **Section 4. Severability.** If any provision of this Act or its application to any
2 person or circumstance is found to be invalid or inorganic, such invalidity shall not
3 affect other provisions or applications of this Act that can be given effect without
4 the invalid provision or application, and to this end the provisions of this Act are
5 severable.