

**I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN**  
**2015 (FIRST) Regular Session**

Bill No. 216-33 (cor)

Introduced by:

Frank F. Blas, Jr.  
V. Anthony Ada

2015 DEC -7 AM 10:41

Blas

**AN ACT TO ADD A NEW § 6111 AND § 6112, CHAPTER 6, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING QUALIFICATIONS FOR THE OFFICE OF GOVERNOR AND LIEUTENANT GOVERNOR OF GUAM AS WELL AS RESIDENCY REQUIREMENTS FOR ALL ELECTED OFFICIALS.**

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

**Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*

finds that the United States Congress should not be interfering with the election laws regarding individuals who desire to represent the people of Guam. In the latest attempt at intrusion, the Delegate for Guam has introduced H.R. 4091 which would remove the language in the Organic Act of Guam that requires a candidate for Guam Governor and Lieutenant Governor to reside on Guam as a bona fide resident here for at least five (5) years prior to the election. H.R. 4091 appears to be partisan political legislation that favors a certain potential candidate. If passed and signed into law, this federal legislation would then leave the door wide open for anyone to run for higher office on Guam even if they have never once set foot on our island. This is intolerable. We must no longer allow those in the halls of Washington, D.C. to decide what is best for our people and our candidates for local office. That should be determined by the people of Guam. Until a referendum is

1 held on this matter to give a voice to the people of Guam, we must enact legislation  
2 to set qualifications for Governor and Lieutenant Governor in light of the dubious  
3 attempt in H.R. 4091 to remove all residency requirements.

4 *I Liheslaturan Guåhan* further finds that H.R. 4091 also removes the  
5 residency requirements for citizens desiring to run for Senator. Fortunately, our  
6 local law via 3GCA Ch. 6 § 6103, establishes those requirements so the potential  
7 passage of H.R. 4091 will in no way impact the requirement that candidates for  
8 the Guam Legislature be required to reside on Guam for at least five (5) years prior  
9 to the election. *I Liheslaturan Guåhan* also desires to reaffirm the qualifications for  
10 Senators, Mayors and Vice Mayors as established in 3GCA Ch. 6 §6103 and  
11 5GCA Ch. 40 § 40108.

12 It is, therefore, the intent of *I Liheslaturan Guåhan* to establish local law as  
13 an interim measure pending a referendum by the people to protect the sanctity of  
14 our elections by establishing local law that requires candidates for Governor or  
15 Lieutenant Governor to be domiciled on Guam for at least five (5) years prior to  
16 the election.

17 **Section 2.** § 6111, Chapter 6, Title 3, Guam Code Annotated is hereby  
18 *added* to read:

19 **“§6111. Governor, Lieutenant Governor Qualifications.**

20 No person shall be eligible for election to the office of Governor or  
21 Lieutenant Governor who is not a citizen of the United States, who has not attained  
22 the age of thirty (30) years, and who has not been domiciled in Guam for at least  
23 five (5) consecutive years immediately preceding the election. The Governor and  
24 Lieutenant Governor shall maintain their official residences in Guam during their  
25 incumbency.”

1           **Section 3.** § 6112, Chapter 6, Title 3, Guam Code Annotated is hereby  
2 *added* to read:

3           “**§6112. Residency Requirements.**

4           Notwithstanding any other provision of law, all candidates for any elected  
5 public office, board or commission shall maintain their official residences on  
6 Guam during their incumbancy.”

7           **Section 4. Severability.** *If* any provision of this Act or its application to  
8 any person or circumstance is found to be invalid or contrary to law, such  
9 invalidity *shall not* affect other provisions or applications of this Act that can be  
10 given effect without the invalid provisions or application, and to this end the  
11 provisions of this Act are severable.