

I Mina'trentai Singko 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
83-35 (COR)	William M. Castro	THE INDEPENDENT CANDIDATE ELECTION REFORM ACT OF 2019; AN ACT TO ADD §6111 TO CHAPTER 7, TITLE 3 OF THE GUAM CODE ANNOTATED AND AMEND §7105 OF CHAPTER 7, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING AN INDEPENDENT DESIGNATION FOR I LIHESLATURAN GUÅHAN.	4/10/19 2:17 p.m.						

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN

2019 (FIRST) Regular Session

Bill No. 83 -35 (COR)

Introduced by:

William M. Castro *WC*

**THE INDEPENDENT CANDIDATE ELECTION REFORM ACT OF 2019;
AN ACT TO ADD §6111 TO CHAPTER 7, TITLE 3 OF THE GUAM CODE
ANNOTATED AND AMEND §7105 OF CHAPTER 7, TITLE 3, GUAM
CODE ANNOTATED, RELATIVE TO ESTABLISHING AN
INDEPENDENT DESIGNATION FOR *I LIHESLATURAN GUÅHAN*.**

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

2 **Section 1.** A new § 6111 is added to Chapter 6, Title 3, of the Guam
3 Code Annotated, to read:

4 **§ 6111. Independent Designation for Candidates for *I Liheslaturan***
5 ***Guåhan*.**

6 Notwithstanding any other provision of law, candidates for *I*
7 *Liheslaturan Guåhan*, who do not wish to seek the nomination of a political
8 party, may file their declaration of candidacy under the Independent
9 designation. Independent candidates shall file their nominating petition with
10 the Guam Election Commission no earlier than one hundred thirty (130) days
11 before the primary election and no later than sixty (60) days before the primary
12 election. The Guam Election Commission shall not ratify more than fifteen (15)
13 nominating petition papers and all other required documents for candidacy for

2019 APR 10 PM 2:17 *WC*

1 candidates under the independent designation, and no more than fifteen (15)
2 independent candidates for *I Liheslaturan Guåhan* shall have a place on the
3 general or special election ballot in which their name is identified under the
4 independent designation. The Guam Election Commission shall officially
5 record and process independent candidates in the chronological order of receipt
6 of completed filings.”

7 **Section 2.** § 7105 of Chapter 7, Title 3, of the Guam Code
8 Annotated is amended to read:

9 **“§ 7105. Order of Names on Ballot-*Liheslatura*.**

10 (a) The Commission shall prepare the ballot in such a
11 manner that a nominee’s name appears under the designation of independent or
12 name of the political party, if any, sponsoring such nominee.

13 (b) Each candidate for any office under a party or
14 independent designation shall be listed according to lots drawn and conducted
15 by the Election Commission. All drawings for ballot position shall be done
16 publicly, and person appearing on the ballot shall be specifically invited to
17 attend. The drawings for ballot placement shall be conducted after the deadline
18 to file candidacy and the identities of the persons to appear on the ballot is
19 known to the Election Commission.

20 (c) The names of the nominees shall appear in columns
21 vertically in such order as determined by the lots drawn. Those nominees
22 already holding the office for which they are seeking re-election shall have the
23 word “Incumbent” printed after their names.”

24 **Section 3. Severability.**

25 If any provision of this Law or its application to any person or circumstance is

1 found to be invalid or contrary to law, such invalidity shall not affect other
2 provisions or applications, and to this end the provisions of the law are
3 severable.

4 **Section 4. Effective Date**

5 This shall be effective upon enactment.