

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
321-35 (COR)	Therese M. Terlaje	AN ACT TO ADD A NEW §21121 TO TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO PROTECTING TENANTS FROM EVICTION DURING EMERGENCIES AND PUBLIC HEALTH EMERGENCIES.	3/27/20 4:50 p.m.						

I MINA 'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2020 (SECOND) Regular Session

Bill No. 321-35 (COR)

Introduced by:

Therese M. Terlaje 

**AN ACT TO ADD A NEW §21121 TO TITLE 21, GUAM
CODE ANNOTATED, RELATIVE TO PROTECTING
TENANTS FROM EVICTION DURING EMERGENCIES
AND PUBLIC HEALTH EMERGENCIES.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new §21121 is hereby added to Title 21, Guam Code
Annotated, to read:

“§21121. Protection from Eviction during Emergency.

(a) It is unlawful for a person, business, or other entity to evict or file unlawful
detrainer proceedings against any residential tenant of residential housing after the
proclamation of a State of Emergency or Public Health Emergency declared by the
Governor of Guam and Executive Order specifically prohibiting said eviction for the
protection of the health, safety and welfare of the people of Guam, and for a period
of 30 days following that proclamation or declaration, or any period that the
proclamation or declaration is extended by Executive Order. It shall not be a
violation of this section for a person, business, or other entity to continue an eviction
process that was lawfully begun prior to the proclamation or declaration of
emergency.

1 (b) A violation of this section is a misdemeanor punishable by imprisonment
2 for a period not exceeding one year, or by a fine of not more than ten thousand dollars
3 (\$10,000), or by both that fine and imprisonment.

4 (c) For the purposes of this section, the following terms have the following
5 meanings:

6 (1) “State of emergency” means a natural or manmade emergency
7 resulting from an earthquake, flood, fire, riot, storm, drought, plant
8 or animal infestation or disease, or other natural or manmade
9 disaster for which a state of emergency has been declared by the
10 Governor.

11 (2) “Public Health Emergency” means an emergency declared by the
12 Governor of Guam pursuant to 10 GCA Ch. 19.”

13 **Section 2. Severability.** If any provision of this Act or its application to any
14 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*
15 *not* affect other provisions or applications of this Act that can be given effect without
16 the invalid provision or application, and to this end the provisions of this Act are
17 severable.