


FIFTH GUAM LEGISLATURE
1959 (FIRST) Regular Session


Guam Territorial Law Library
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Agana, Guam 96910

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR


This is to certify that Bill No. 21, "An Act to amend Section 642 of Chapter 2, Title XV, Part I of the Penal Code of Guam with reference to gravity knives", was on the 30th day of January, 1959, duly and regularly passed.


A. B. NON PAT
Speaker

ATTESTED:


V. B. BAMBA
Legislative Secretary

This Act was received by the Governor this 9th day
of February, 1959 at 2:17 o'clock P. M.


MARCELLUS GRAEME BOSS
Secretary of Guam

APPROVED:


RICHARD BARRETT LOWE
Governor of Guam

Dated: MAR 10 1959

2:08 P.M.

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1 Bill No. 21

2 Introduced by _____
3 Committee on Judiciary,
4 by request

5 AN ACT TO AMEND SECTION 642 OF CHAPTER 2,
6 TITLE XV, PART I OF THE PENAL CODE OF GUAM
7 WITH REFERENCE TO GRAVITY KNIVES.

8 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

9 Section 1. Section 642 of the Penal Code of Guam is hereby
10 amended to read as follows:

11 "Section 642. Manufacture, ~~sale,~~ carrying, etc., certain
12 dangerous weapons, prohibited.

13 (a) Every person who within Guam manufactures, or causes
14 to be manufactured, or who imports into Guam, or who keeps for
15 sale, or offers or exposes for sale, or who gives, lends or
16 possesses any instrument or weapon of the kind commonly known
17 as a blackjack, slungshot billy, sandclub, sandbag, or metal
18 knuckles, or any knife the blade of which knife opens by means
19 of a spring (of) other automatic or semi-automatic device,
20 commonly known as a switch knife, or any knife having a blade
21 which opens or falls or is ejected into position by the force
22 of gravity, or by an outward, downward or centrifugal thrust
23 or movement, commonly known as a gravity knife, shall be guilty
24 of a misdemeanor and upon conviction thereof shall be punishable
25 by a fine of not more than \$500 or by imprisonment for not more
26 than one year, or both.

27 (b) Every person who carries openly or concealed upon
28 his person any explosive substance, other than fixed ammunition,
29 or any dirk, dagger, switch or gravity knife as defined in (a)
30 hereof, or any knife having a blade more than three inches in
31 length, shall be guilty of a felony and upon conviction thereof
32 shall be subject to confinement of not less than one (1) year,
nor more than five years, and in no case may probation or
suspension of sentence be granted and in addition may be subjected

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to a fine of not to exceed \$1000. It shall be a defense to a charge of carrying a knife having a blade more than three inches in length under this subsection to show that such knife was reasonably required in the pursuit of a trade or profession or for ordinary household, hunting, or fishing purposes; and it shall be a defense to a charge of carrying any explosive substance, other than fixed ammunition, to show compliance with pertinent licensing statutes and regulation.

(c) Nothing in this section shall prohibit any peace officer or law enforcement officer from carrying any wooden club, baton, or any equipment authorized by the properly constituted authorities for the enforcement of law or regulations.

(d) For the purposes of this section a machete or a bolo having a blade of at least twelve (12) inches in length, and only one sharpened edge, shall not be considered a knife."

Section 2. This Act is an urgency measure.