

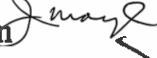




I Mina'trentai Sais Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
120-36 (COR)	James C. Moylan Tina Rose Muña Barnes Joe S. San Agustin Jose "Pedo" Terlaje Mary Camacho Torres	AN ACT TO <i>AMEND</i> § 10101 AND § 10103 OF CHAPTER 10, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY ESTABLISHING EARLY IN-OFFICE ABSENTEE VOTING.	4/13/21 3:48 p.m.						

**I MINA'TRENTAI SAIS NA LIHESLATURAN GUÁHAN
2021 (FIRST) Regular Session**

Bill No. 120-36 (COR)

Introduced by:

James C. Moylan 
Tina Rose Muna Barnes 
Joe S. San Agustin 
Jose "Pedo" Terlaje 
Mary C. Torres 

**AN ACT TO *AMEND* § 10101 AND § 10103 OF CHAPTER
10, TITLE 3, GUAM CODE ANNOTATED, RELATIVE
TO PERMANENTLY ESTABLISHING EARLY IN-
OFFICE ABSENTEE VOTING.**

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

2 **Section 1.** § 10101 of Chapter 10, Title 3, Guam Code Annotated is hereby
3 *amended* to read as follows:

4 **§ 10101. Early In-Office Absentee Voting Conditions Upon the Right to**
5 **Vote.**

6 Any qualified voter of Guam *may*, as provided in this Chapter ~~and subject to~~
7 ~~the conditions of this Section~~, vote in any election during the thirty (30) day in-office
8 by absentee voting period, as provided for pursuant to 3 GCA § 10107. ballot if he
9 ~~or she will be prevented from personally going to the polls and voting on election~~
10 ~~day because of:~~

11 (a) ~~the conduct of his or her business or necessary travel;~~

12 (b) ~~illness or physical disability;~~

1 ~~(c) service in the Armed Forces or Merchant Marine of the United~~
2 ~~States;~~

3 ~~(d) employment with the government of Guam;~~

4 ~~(e) attendance at an institution of learning;~~

5 ~~(f) employment in the service of the United States or any federal~~
6 ~~agency; or~~

7 ~~(g) accompanying a spouse who is engaged in any activity listed herein.~~

8 **Section 2.** § 10102 of Chapter 10, Title 3, Guam Code Annotated is hereby
9 *amended* to read as follows:

10 **§ 10102. Application for Ballot.**

11 (a) Except as provided herein under Subsection (b), any voter,
12 under ~~any of~~ the circumstances pursuant to specified in § 10101 may,
13 not less than three (3) days, or, if application is made in person, not later
14 than during the regular office hours of the day prior to any election,
15 make application to the Commission for an official ballot to be voted at
16 such election. Any such application shall be made in writing on a form
17 furnished by the Commission.

18 (b) A person who has an illness or physical disability classified
19 ~~under § 10101(b)~~ may request an application for absentee ballot, and
20 the absentee ballot, by telephone any time prior to the closing of the
21 polls on election day.

22 (c) An application submitted for the primary election shall be
23 considered an application for the subsequent general election.

24 **Section 3. Severability.** If any provision of this Act or its application to any
25 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*
26 *not* affect other provisions or applications of this Act that can be given effect without

1 the invalid provision or application, and to this end the provisions of this Act are
2 severable.

3 **Section 4. Effective Date.** The Act *shall* be effective immediately upon
4 enactment.