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<td>120-36 (COR)</td>
<td>James C. Moylan, Tina Rose Muñia Barnes, Jose S. San Agustin, Jose &quot;Pedo&quot; Terlaje, Mary Camacho Torres</td>
<td>AN ACT TO AMEND § 10101 AND § 10103 OF CHAPTER 10, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY ESTABLISHING EARLY IN-OFFICE ABSENTEE VOTING.</td>
<td>4/13/21</td>
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I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
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.

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

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

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

(a) the conduct of his or her business or necessary travel;
(b) illness or physical disability;
(c) service in the Armed Forces or Merchant Marine of the United States;
(d) employment with the government of Guam;
(e) attendance at an institution of learning;
(f) employment in the service of the United States or any federal agency; or
(g) accompanying a spouse who is engaged in any activity listed herein.

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

§ 10102. Application for Ballot.

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

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

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

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

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