



I Mina'trentai Siette Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
217-37 (COR)	Roy A. B. Quiinata Joe S. San Agustin	AN ACT TO AMEND § 14105 OF CHAPTER 14, TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO PROVISIONAL BALLOTS.	12/15/23 9:55 a.m.						

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 217-37 (COR)

Introduced by:

Roy A.B. Quinata 
Joe S. San Agustin 

**AN ACT TO *AMEND* § 14105 OF CHAPTER 14, TITLE 3,
GUAM CODE ANNOTATED, RELATIVE TO
PROVISIONAL BALLOTS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 14105 of Chapter 14, Title 3, Guam Code Annotated
(Disposition) is *amended* to read as follows:

“§ 14105. Disposition.

(a) Counting Provisional Ballots. ~~Within ten (10) days after any election,~~ Prior to the certification of any election, the Commission shall count the provisional voter’s choices for every race for which the voter was eligible to vote. When a provisional voter casts a provisional ballot in the incorrect precinct, election officials shall count the votes on that ballot in every race for which the voter would be entitled to vote if he or she had been in the correct precinct.

(b) Opportunity to Remedy Incomplete Provisional Ballots. Provisional voters who lacked required information, such as proof of identity or failure to sign, shall be notified and shall be granted a seven (7)-day period to comply or supply missing information. Failure to abide shall constitute a spoiled provisional ballot.

1 (c) Provisional Ballots as a Remedy for Incomplete or Deficient
2 Registration Applications. Provisional ballots shall serve to remedy
3 incomplete or otherwise deficient voter registration applications. In the event
4 that a voter is denied the right to vote a regular ballot because of an
5 incomplete or otherwise deficient voter registration application, the
6 provisional ballot shall be used to complete said voter's application, provided
7 that the provisions of §§ 3102 and 14104 (j) of this Title have been met. The
8 provisional voter shall be deemed registered as of the date of the original
9 application. ~~Within ten (10) days after an election,~~ When the voter's
10 application shall have been satisfactorily completed and deemed valid, the
11 provisional ballot shall be counted prior to the certification of any election.

12 (d) Registration of Unregistered Provisional Voters. Election
13 officials shall register provisional voters, if they are not already registered or
14 who are eligible to be registered, based on the information provided on the
15 provisional ballot envelope and provided that the provisions of §§ 3102 and
16 14104 (j) of the Title have been met."

17 **Section 2. Effective Date.** This Act shall be effective immediately upon
18 enactment.

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