

# I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN

## 2023 (FIRST) Regular Session

### VOTING RECORD

<b>Bill No. 79-37 (COR)</b> As amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building July 28, 2023					
NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett	✓					
Senator Frank Blas, Jr.	✓					
Senator Joanne Brown	✓					
Senator Christopher M. Dueñas	✓					
Senator Thomas J. Fisher	✓					
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson		✓				
Senator Sabina Flores Perez	✓					
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T. D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague	✓					
Speaker Therese M. Terlaje	✓					

**TOTAL**

**14**

**1**

Aye

Nay

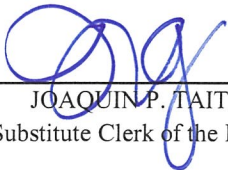
Not  
Voting/  
Abstained

Out  
During  
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN P. TAITAGUE  
Substitute Clerk of the Legislature

I = Pass

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

**Bill No. 79-37 (COR)**

As amended on the Floor.

\*

Introduced by:

Thomas J. Fisher  
Jesse A. Lujan  
Roy A.B. Quinata  
Chris Barnett  
Tina Rose Muña Barnes  
Christopher M. Dueñas  
Dwayne T.D. San Nicolas  
Frank Blas, Jr.  
Joanne Brown  
Sabina Flores Perez  
Joe S. San Agustin  
Amanda L. Shelton  
Telo T. Taitague  
Therese M. Terlaje

**AN ACT TO *AMEND* § 80.37(a)(1) OF ARTICLE 2,  
CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED,  
RELATIVE TO A SPECIAL ALLEGATION OF  
POSSESSION AND USE OF A DEADLY WEAPON IN  
THE COMMISSION OF A FELONY.**

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

2        **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* has  
3 taken note of the increased use of firearms in the commission of felonies, as well as  
4 in crimes related to controlled substances. Within a very short time prior to the  
5 introduction of this bill, violent crimes have occurred in two (2) of our southern  
6 villages involving firearms, one (1) of which resulted in a death. *I Liheslaturan*

1 *Guåhan* further finds that those criminals who will use lethal force in the  
2 commission of a felony represent a particular danger to the people of Guam and  
3 those who would use a particularly dangerous instrument, such as a firearm, merit  
4 an increased punishment which removes them as a source of danger to Guam.

5 **Section 2.** § 80.37(a)(1) of Article 2, Chapter 80, Title 9, Guam Code  
6 Annotated, is *amended* to read:

7 **“§ 80.37. Deadly Weapons Used in Felonies; Sentence.**

8 (a) Whoever unlawfully possesses or uses a deadly weapon in the  
9 commission of a felony punishable under the laws of Guam shall,

10 (1) in addition to the punishment imposed for the commission  
11 of such felony, be imprisoned for a term of not less than five (5) years  
12 nor more than twenty-five (25) years; and whoever unlawfully  
13 possesses or uses a firearm, as that term is defined in Title 10 Guam  
14 Code Annotated § 60100(a), in the commission of a felony punishable  
15 under the laws of Guam shall, in addition to the punishment imposed  
16 for the commission of such felony, be imprisoned for a term of not less  
17 than ten (10) years nor more than twenty-five (25) years; and”

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