

I Mina'trentai Ocho 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
189-38 (COR)	Telo T. Taitague	AN ACT TO <i>REPEAL</i> AND <i>REENACT</i> CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.	9/12/25 2:14 p.m.	9/15/25 4:45 p.m.	Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement.	Request: 9/15/25 9/22/25	9/26/25 1:00 p.m.	10/22/25 As Amended.	Exhibit A, B, and C



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

The Honorable Frank F. Blas Jr.
Speaker

I Mina'trentai Ocho na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

VIA: Honorable Vice Speaker V. Anthony Ada 
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 189-38 (COR) - As Amended

Buenas yan Håfa adai, Speaker Blas,

Transmitted herewith is the Committee Report on Bill No. 189-38 (COR), As Amended by the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement- *Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”*

Committee votes are as follows:

<u>1</u>	TO DO PASS
<u> </u>	TO NOT PASS
<u>4</u>	TO REPORT OUT ONLY
<u> </u>	TO ABSTAIN
<u> </u>	TO PLACE IN INACTIVE FILE

Sincerely,



TELO T. TAITAGUE
Chairperson



COMMITTEE ON RULES

RECEIVED:
October 13, 2025 9:39 a.m.
Marie Crisostomo
Revisions Received:
October 20, 2025 5:07 p.m.



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

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I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

COMMITTEE REPORT

Bill No. 189-38 (COR), As Amended

Introduced by Telo T. Taitague

*“AN ACT TO REPEAL AND REENACT CHAPTER 3,
TITLE 6, GUAM ADMINISTRATIVE RULES AND
REGULATIONS, AND ADOPT THE ATTACHED
EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE
TO UPDATING THE GUAM ELECTION
COMMISSION ELECTION CAMPAIGN
CONTRIBUTIONS AND EXPENDITURES RULES AND
REGULATIONS AND REPORT FORMS.”*



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

MEMORANDUM:

TO: All Members
*Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement*

FROM: Senator Telo T. Taitague
Committee Chairperson

SUBJECT: Committee Report on Bill No. 189-38 (COR)- As Amended

Transmitted herewith for your consideration is the Committee Report on **Bill No. 189-38 (COR), As Amended** by the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement- *Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”*

This report includes the following:

- Copy of COR Referral of Bill No. 189-38 (COR)
- Notice of Public Hearing
- Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Written Testimonies and Additional Documents
- Committee Vote Sheet and E-mails
- Committee Report Digest
- Copy of Bill No. 189-38 (COR), As Introduced
- Copy of Bill No. 189-38 (COR), As Amended
- Copy of Bill No. 189-38 (COR), Committee Markup
- Copy of Fiscal Note from the Bureau of Budget & Management Research

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Si Yu'os ma'åse'!

Senator Telo T. Taitague - Chairperson



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

September 15, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

Attorney Darleen Hiton
Legislative Legal Counsel

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Referral of Bill No. 189-38 (COR)**

Håfa Adai,

As per my authority as Chairperson of the Committee on Rules and subject to §6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 189-38 (COR)** – Telo T. Taitague. – “AN ACT TO *REPEAL* AND *REENACT* CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”

Please ensure that the subject bill is referred to the Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement chaired by Senator Telo T. Taitague. I also request that the same be copied to the Prime Sponsor of the subject bill and to Management Information Services (MIS) for posting on our website.

A copy of the bill is available on our legislative website.

Should you have any questions or concerns, please feel free to contact Kamarin Nelson, Committee on Rules Director at 671-472-2461.





FIRST NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.

2 messages

Senator Telo Taitague <senatortelot@gmail.com>

19 September 2025 at 08:33

To: phnotice@guamlegislature.gov

Cc: Ed Pocaigue <sgfarms@guamlegislature.gov>

Bcc: senatortelot.charissa@gmail.com, Isah Peredo <senatortelot.isah@gmail.com>, senatortelot.alana@gmail.com, Rowena Fejeran <senatortelot.rowena@gmail.com>, Senator Telo Taitague <senatortelot@gmail.com>

September 19, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: **FIRST NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.**

Håfa Adai!

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Friday, September 26, 2025 at 1:00 p.m.** in the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following agenda items:

I. **Bill No. 185-38 (COR)** – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”

II. **Bill No. 189-38 (COR)** – Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”

III. **Bill No. 190-38 (COR)** – Introduced by Telo T. Taitague – “AN ACT TO ADD A NEW CHAPTER 5 TO TITLE 6 OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING THE UPDATED GUAM ELECTION MANUAL, PURSUANT TO CHAPTER 9, TITLE 5, GUAM CODE ANNOTATED.”

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com or call (671) 989-8356. Testimony and other documents related to the agenda items can be viewed at: **Friday, September 26, 2025 Public Hearing Folder**. The drive file is updated as testimony is received.

In compliance with the Americans with Disabilities Act (ADA), individuals requiring assistance or accommodation, including virtual attendance via Zoom, should contact the Office of Senator Telo T. Taitague at (671) 989-8356 or email senatortelot@gmail.com.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via *I Liheslaturan Guåhan*'s live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>.

A recording of the hearing will be available online via the Guam Legislature Media YouTube Channel after the hearing. Notices for this public hearing are published on KUAM TV, and the Government of Guam Public Notice Portal.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

4 attachments



First Notice of Public Hearing- Friday, September 19, 2025 at 1PM.pdf

293K



Bill No. 185-38 (COR).pdf

1434K



Bill No. 189-38 (COR).pdf

1006K



Bill No. 190-38 (COR).pdf

1531K

Ed Pocaigue <sgtarms@guamlegislature.gov>
To: Senator Telo Taitague <senatortelot@gmail.com>

19 September 2025 at 08:41

Hafa Adai, posted on calendar.

[Quoted text hidden]



Edward S. Pocaigue, Jr.

Sergeant-at-Arms

I Mina'trentai Ocho Na Liheslaturan Guåhan

Guam Congress Building, 1st Floor

163 Chalan Santo Papa

Hagåtña, Guam 96910



1-671-969-3514



sgtarms@guamlegislature.gov

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OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

September 19, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: **FIRST NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.**

Håfa Adai!

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Friday, September 26, 2025 at 1:00 p.m.** in the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following agenda items:

- I. [Bill No. 185-38 \(COR\)](#) – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”
- II. [Bill No. 189-38 \(COR\)](#) – Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”
- III. [Bill No. 190-38 \(COR\)](#) – Introduced by Telo T. Taitague – “AN ACT TO ADD A NEW CHAPTER 5 TO TITLE 6 OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING THE UPDATED GUAM ELECTION MANUAL, PURSUANT TO CHAPTER 9, TITLE 5, GUAM CODE ANNOTATED.”

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FIRST NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.

 PRINT

**FIRST NOTICE of Public Hearing – Friday,
September 26, 2025 at 1:00 p.m.**

PUBLIC HEARING



 **Posted on:** 09/19/2025 07:00 AM

 **Posted by:** Charissa Manibusan, Committee Director

 **Public Hearing Date:** 09/26/2025 01:00 PM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF SENATOR TELO TAITAGUE (/notices?division_id=282)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

 **Share this notice**

September 19, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: FIRST NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.

Håfa Adai!

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Friday, September 26, 2025 at 1:00 p.m.** in the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following agenda items:

I. **Bill No. 185-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills Introduced_38th/Bill%20No.%20185-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20185-38%20(COR).pdf)) – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”

II. **Bill No. 189-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills Introduced_38th/Bill%20No.%20189-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20189-38%20(COR).pdf)) – Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”

III. **Bill No. 190-38 (COR)**

([https://guamlegislature.gov/38th_Guam_Legislature/Bills Introduced_38th/Bill%20No.%20190-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20190-38%20(COR).pdf)) – Introduced by Telo T. Taitague – “AN ACT TO ADD A NEW CHAPTER 5 TO TITLE 6 OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO ADOPTING THE UPDATED GUAM ELECTION MANUAL, PURSUANT TO CHAPTER 9 TITLE 5 GUAM CODE ANNOTATED ”

FOR CORRELATION TO CHAPTERS, TITLES, GOVERNMENT CODE ANNEXATED.

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com

(<mailto:senatortelot@gmail.com>) or call (671) 989-8356.

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New Order

Revised/Add-On

Info. Update

Advertiser Name

Office of Senator Telo Taitague - 38th Guam

Legislature

Address

Suite 407 DNA Bldg; 238 Archbishop Flores

St.

Hagatna, Guam 96910

Point of Contact

Charissa Manibusan

Order Number

Order Entry Date

Customer PO #

2538PO198

Product Code

RECEIVABLES ACCOUNT

☒ Cash ☐ Trade ☐ Other

ORDER DESCRIPTION

PRODUCTION INFORMATION

Cart #

Title:

Length:

FOR INTERNAL PURPOSES ONLY

Media Consultant

Christie SA

Notary Required

YES

☒

NO

Billing

Per Spot

Package

☒

Trade

Station	Inc Acct	Rate	Start Date	End Date	AbsTime/Prog. Event	Length	Spot Type	Cart #	M	T	W	TH	F	SA	SU	Per Wk	Total #	Total \$
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KUAM TV

1x :15 Second Commercial on TV8 or TV11 from 7am - 5:59pm - First Notice (Air date: 09/19/25)

1x :15 Second Commercial on TV8 or TV11 from 7am - 5:59pm - First Notice (KUAM Match)

1x :15 Second Commercial on TV8 or TV11 from 7am - 5:59pm - Second Notice (Air date: 09/24/25)

1x :15 Second Commercial on TV8 or TV11 from 7am - 5:59pm - Second Notice (KUAM Match)

1x :15 Second TV Production (text and music bed only)

Contract for Public Hearing on September 26, 2025; 1st and 2nd Notice

MONTHLY TOTALS

Jan		Feb		Mar		Apr		May		June	
July		Aug		Sep	500	Oct		Nov		Dec	

SPECIAL INSTRUCTIONS

ORDER TOTALS

Total Spots	PKG
Total Dollars	\$ 500.00

TV COMMERCIAL FORMAT: We ask that all commercials be formatted to originate in HD 1920x1080 and conform to a 4x3 pillar for Title Safe dimensions for graphics. These will be downconverted on our SD channels. Should a commercial spot be produced in SD, it should be formatted in 720x486 DI format resolution and will be upconverted on HD Channels (DOCOMO 608 and 611).

RESTRICTIONS: 48-hour deadline is KUAM's quality control to ensure that your advertisement airing meets the highest standards. If there is a rush, KUAM is not responsible for quality and standard concerns on behalf of the client.

PAYMENT IS DUE UPON RECEIPT OF NOTICE. In the event of cancellation of this contract prior to its scheduled expiration date and/or failure to remit payment of invoice[s] within 60 days of invoice date, all spots that have run prior to the cancellation date and/or schedules adhered to will be billed at the Rate Card. Client understands and agrees that a finance charge of 10% per month shall accrue on all accounts remaining unpaid one [1] month after invoice date. Client agrees to pay a USD\$25.00 service fee per returned check. There will be a 5% surcharge for all credit card transactions. If payment is not made as required, KUAM may, its option, without notice or demand payment, declare Client's credit account in default, in which case Client's entire balance[s] that are due and payable will be forwarded for collection. Client agrees to accept all consequences and to pay all costs, including attorney's fees, court fees, court costs and other expenses incurred as deemed necessary by KUAM to settle the account.

NON DISCRIMINATION CLAUSE: KUAM/Pacific Telestations, LLC does not discriminate on the basis of race or ethnicity in the placement, scheduling and completion of purchase of advertising. Any order for advertising that includes any such restriction will not be accepted.

CManibusan

ACCEPTED BY CLIENT

Christie San Agustin

ACCEPTED BY STATION



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

NOTICE OF PUBLIC HEARING
Guam Legislature, Public Hearing Room
Friday, September 26, 2025 at 1:00 p.m.

AGENDA

The Committee will hear and accept testimony at 1:00 p.m. on the following:

- I. Bill No. 185-38 (COR)** - Telo T. Taitague- "AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS."
- II. Bill No. 189-38 (COR)** - Telo T. Taitague- "AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS."
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OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

The public is invited to provide testimony on the agenda item at the Guam Legislature, Public Hearing Room. Virtual attendance using the Zoom platform is available for persons requiring accommodations, and on a case-by-case basis. Legislative protocol for virtual hearings must be adhered to. Please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com or call (671) 989-8356 for more information.

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This ad is paid for by legislature funds.



SECOND NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.

2 messages

Senator Telo Taitague <senatortelot@gmail.com>

24 September 2025 at 08:52

To: phnotice@guamlegislature.gov

Cc: Ed Pocaigue <sgtarms@guamlegislature.gov>

Bcc: Rowena Fejeran <senatortelot.rowena@gmail.com>, senatortelot.charissa@gmail.com, senatortelot.alana@gmail.com, Isah Peredo <senatortelot.isah@gmail.com>

September 24, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: **SECOND NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.**

Håfa Adai!

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If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com or call (671) 989-8356. Testimony and other documents related to the agenda items can be viewed at: **Friday, September 26, 2025 Public Hearing Folder**. The drive file is updated as testimony is received.

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Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com



Second Notice of Public Hearing- Friday, September 26, 2025 at 1PM.pdf

293K

Ed Pocaigue <sgtarms@guamlegislature.gov>
To: Senator Telo Taitague <senatortelot@gmail.com>

24 September 2025 at 08:54

Hafa Adai,

Calendar updated

[Quoted text hidden]



Edward S. Pocaigue, Jr.

Sergeant-at-Arms

I Mina'trentai Ocho Na Liheslaturan Guåhan

Guam Congress Building, 1st Floor

163 Chalan Santo Papa

Hagåtña, Guam 96910



1-671-969-3514



sgtarms@guamlegislature.gov

"Disclaimer: This message is intended only for the use of the individual or entity to which it is addressed and may contain information which is privileged, confidential, proprietary, or exempt from disclosure under applicable law. If you are not the intended recipient or the individual responsible for delivering the message to the intended recipient, you are strictly prohibited from disclosing, distributing, copying, or in any way

using this message. If you have received this communication in error, please notify the sender and immediately delete any copies you may have received. Thank you."



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

September 24, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

Subject: **SECOND NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.**

Håfa Adai!

Please be advised that the *Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections, and Retirement* will conduct a public hearing on **Friday, September 26, 2025 at 1:00 p.m.** in the Guam Congress Building, Public Hearing Room. The Committee will hear and accept testimonies on the following agenda items:

- I. [Bill No. 185-38 \(COR\)](#) – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”
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SECOND NOTICE of Public Hearing – Friday, September 26, 2025 at 1:00 p.m.

 [PRINT](#)

**SECOND NOTICE of Public Hearing – Friday,
September 26, 2025 at 1:00 p.m.**

PUBLIC HEARING



 **Posted on:** 09/24/2025 08:41 AM

 **Posted by:** Charissa Manibusan, Committee Director

 **Public Hearing Date:** 09/26/2025 01:00 PM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF SENATOR TELO TAITAGUE (/notices?division_id=282)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

 **Share this notice**

September 24, 2025

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Telo T. Taitague, Chairperson

**Subject: SECOND NOTICE of Public Hearing – Friday,
September 26, 2025 at 1:00 p.m.**

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([https://guamlegislature.gov/38th_Guam_Legislature/Bills Introduced 38th/Bill%20No.%20185-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20185-38%20(COR).pdf)) – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”

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FOR CORRELATION TO CHAPTERS, TITLES, GOVERNMENT CODE ANNEXATED.

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague at senatortelot@gmail.com

(<mailto:senatortelot@gmail.com>) or call (671) 989-8356.

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Senator Telo Taitague <senatortelot@gmail.com>

GEC Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR)1 message

Senator Telo Taitague <senatortelot@gmail.com>

17 September 2025 at 10:20

To: Maria Pangelinan <maria.pangelinan@gec.guam.gov>

Cc: Tom San Agustin <tom.sanagustin@gec.guam.gov>, Christiana Ramirez <ana.ramirez@gec.guam.gov>

Bcc: Isah Peredo <senatortelot.isah@gmail.com>

September 17, 2025*Transmitted via Electronic Mail*

Maria Pangelinan, Executive
Director
Guam Election Commission (GEC)
maria.pangelinan@gec.guam.gov

Subject: Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR):*Hafa Adai* Executive Director Pangelinan,

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Friday, September 26, 2025 at 1:00 p.m., in the Guam Congress Building, Public Hearing room**, to hear the following Bill:

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I respectfully request your presence to provide testimony and answer questions from the senate

panel. Written testimony may also be submitted prior to the hearing via email to senatortelot@gmail.com or delivered to the Office of Senator Telo T. Taitague Suite 407 DNA Building 238 Archbishop Flores St, Hagatna, Guam 96910. Please contact our office via email or at (671) 989-8356, for any questions or concerns.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague
38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
Tel: (671) 989-8356
Email: senatortelot@gmail.com

5 attachments



GEC Invite to Friday, September 26, 2025 1PM Public Hearing.pdf
700K



AGENDA- Friday, September 26, 2025, 1PM Public Hearing.pdf
101K



Bill No. 189-38 (COR).pdf
1006K



Bill No. 185-38 (COR).pdf
1434K



Bill No. 190-38 (COR).pdf
1531K



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

September 17, 2025

Transmitted via Electronic Mail

Maria Pangelinan, Executive Director
Guam Election Commission (GEC)
maria.pangelinan@gec.guam.gov

Subject: Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR):

Hafa Adai Executive Director Pangelinan,

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Friday, September 26, 2025 at 1:00 p.m., in the Guam Congress Building, Public Hearing room**, to hear the following Bill:

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Respectfully


Senator Telo T. Taitague
Chairperson



Charissa Manibusan <senatortelot.charissa@gmail.com>

PUBLIC HEARING INVITATION: Friday, September 26, 2025 at 1:00 p.m.

1 message

Senator Telo Taitague <senatortelot@gmail.com>

Thu, Sep 18, 2025 at 11:07 AM

To: "bjcruz@guamopa.com" <bjcruz@guamopa.com>

Cc: Vincent Duenas <vduenas@guamopa.com>, kconcepcion@guamopa.com

Bcc: senatortelot.charissa@gmail.com

September 18, 2025

Transmitted via Electronic Mail

Benjamin J.F. Cruz, Public Auditor

Office of Public Accountability

bjcruz@guamopa.com**Subject:** Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR):*Hafa Adai* Public Auditor Cruz:

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Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

[238 Archbishop Flores St.](#)

[Hagatna, Guam 96910](#)

Tel: (671) 989-8356

Email: senatortelot@gmail.com

4 attachments



Bill No. 189-38 (COR).pdf

1006K



Bill No. 190-38 (COR).pdf

1531K



Bill No. 185-38 (COR).pdf

1434K



OPA Invitation to Public Hearing-Friday, Sept. 26, 2025, 1PM.pdf

362K



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

September 18, 2025

Transmitted via Electronic Mail

Benjamin J.F. Cruz, Public Auditor
Office of Public Accountability
bjcruz@guamopa.com

Subject: Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR):

Hafa Adai Public Auditor Cruz:

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Kindest regards,

TELO T. TAITAGUE
Chairperson

Attachments: Copies of Bill No. 185-38 (COR), 189-38 (COR), 190-38 (COR)



Charissa Manibusan <senatortelot.charissa@gmail.com>

PUBLIC HEARING INVITATION: Friday, September 26, 2025 at 1:00 p.m.

1 message

Senator Telo Taitague <senatortelot@gmail.com>

Thu, Sep 18, 2025 at 11:40 AM

To: vote@gopguam.org

Cc: Office of Senator Shawn Gumataotao <office.senatorshawn@guamlegislature.gov>

Bcc: senatortelot.charissa@gmail.com

September 18, 2025

Transmitted via Electronic MailSenator Shawn Gumataotao, Chairperson
Republican Party of GuamThelma Hechanova, First Vice Chair
Republican Party of Guam
vote@gopguam.org**Subject:** Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR)*Hafa Adai* Chair Gumataotao and Vice Chair Hechanova:

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Friday, September 26, 2025 at 1:00 p.m.** in the Guam Congress Building, Public Hearing room, to accept testimony on the following agenda items:

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Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building

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GOP Invitation to Public Hearing-Friday, Sept. 26, 2025, 1PM.pdf
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OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
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I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

September 18, 2025

Transmitted via Electronic Mail

Senator Shawn Gumataotao, Chairperson
Republican Party of Guam

Thelma Hechanova, First Vice Chair
Republican Party of Guam
vote@gopguam.org

Subject: Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR)

Hafa Adai Chair Gumataotao and Vice Chair Hechanova:

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I respectfully request your presence to provide testimony and answer questions from the senate panel. Written testimony may also be submitted prior to the hearing via email to senatortelot@gmail.com or delivered to the Office of Senator Telo T. Taitague, Suite 407 DNA Building 238 Archbishop Flores St, Hagåtña, Guam 96910. Please contact our office via email or at (671) 989-8356, for any questions or concerns.

Kindest regards,

TELO T. TAITAGUE
Chairperson



Charissa Manibusan <senatortelot.charissa@gmail.com>

PUBLIC HEARING INVITATION: Friday, September 26, 2025 at 1:00 p.m.

1 message

Senator Telo Taitague <senatortelot@gmail.com>

Thu, Sep 18, 2025 at 11:27 AM

To: democraticpartyofguam@gmail.com, Rikki Orsini <rikki.orsini@guam.gov>

Cc: anthony.chargualaf.jr@mcog.guam.gov

Bcc: senatortelot.charissa@gmail.com

September 18, 2025

Transmitted via Electronic Mail

Mayor Anthony Chargualaf, Chairperson

Democratic Party of Guam

democraticpartyofguam@gmail.com

Rikki Orsini, Vice Chairperson

Democratic Party of Guam

rikki.orsini@guam.gov**Subject:** Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR)*Hafa Adai* Chair Chargualaf and Vice Chair Orsini:

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Friday, September 26, 2025 at 1:00 p.m.**, in the Guam Congress Building, Public Hearing room, to accept testimony on the following agenda items:

- I. **[Bill No. 185-38 \(COR\)](#)** – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”
- II. **[Bill No. 189-38 \(COR\)](#)** – Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”
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Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

38th Guam Legislature

Chairperson

**Committee on Economic Investment, Military Buildup, Regional Relations, Technology,
Regulatory Affairs, Justice, Elections, and Retirement**

Suite 407 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

4 attachments



DPOG Invitation to Public Hearing-Friday, Sept. 26, 2025, 1PM.pdf
362K



Bill No. 189-38 (COR).pdf
1006K



Bill No. 190-38 (COR).pdf
1531K



Bill No. 185-38 (COR).pdf
1434K



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

September 18, 2025

Transmitted via Electronic Mail

Mayor Anthony Chargualaf, Chairperson
Democratic Party of Guam
democraticpartyofguam@gmail.com

Rikki Orsini, Vice Chairperson
Democratic Party of Guam
rikki.orsini@guam.gov

Subject: Invitation to provide testimony on Bill Nos. 185, 189, and 190-38 (COR)

Hafa Adai Chair Chargualaf and Vice Chair Orsini:

This letter is to notify you that the Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory Affairs, Technology, Justice, Elections and Retirement has set a Public Hearing on **Friday, September 26, 2025 at 1:00 p.m.**, in the Guam Congress Building, Public Hearing room, to accept testimony on the following agenda items:

- I. Bill No. 185-38 (COR) – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”**
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Kindest regards,

TELO T. TAITAGUE
Chairperson



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations,
Regulatory Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

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PUBLIC HEARING AGENDA

Friday, September 26, 2025, at 1:00 p.m.

Guam Congress Building, Public Hearing Room

The Committee will hear and accept testimony on the following:

I. [Bill No. 185-38 \(COR\)](#) – Introduced by Telo T. Taitague – “AN ACT TO AMEND § 3110 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED, AS ENACTED BY PUBLIC LAW 38-32 RELATIVE TO THE TERM OF APPOINTMENT FOR REGISTRATION CLERKS.”

II. [Bill No. 189-38 \(COR\)](#) – Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”

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If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Senator Telo T. Taitague via electronic mail at senatortelot@gmail.com or call (671) 989-8356.

In compliance with the Americans with Disabilities Act (ADA), individuals requiring assistance of accommodation should contact the Office of Senator Telo T. Taitague at (671) 989-8356 or email senatortelot@gmail.com.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117, and stream online via *I Liheslaturan Guåhan's* live feed on YouTube <https://www.youtube.com/@GuamLegislatureMedia/streams>. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing.



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

I Mina'trentai Ocho Na Liheslaturan Guåhan • 38th Guam Legislature

PUBLIC HEARING SIGN-IN SHEET

Friday, September 26, 2025, 1:00 P.M.
Public Hearing Room, Guam Congress Building

BILL NO. 189-38 (COR) – Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”

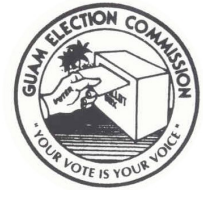
NAME:	AGENCY/ ORGANIZATION	POSITION	TESTIMONY	CONTACT INFORMATION
1. Maria Pangelinan	CoEC	SUPPORT ☐ OPPOSE ☐	WRITTEN ☒ ORAL ☒	
2.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
3.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
4.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
5.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
6.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
7.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
8.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
9.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
10.		SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	



GUAM ELECTION COMMISSION

Kumision Ileksion Guåhan

Your **VOTE** is your voice. ✓ **BOTA** ya un ma kuenta.



September 26, 2025

Honorable Telo T. Taitague
Chairperson

Honorable Chris Barnett
Vice-Chairman

Committee on Economic Investment, Military Buildup, Regional Relations,
Technology, Regulatory Affairs, Justice, Elections and Retirement
I Mina'trentai Ocho' Na Liheslaturan Guåhan
Ste. 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96931

Hafa Adai Mr. Vice-Chairman,

Si Yu'os ma'åse' for the opportunity to provide testimony on Bill 189-38. The bill introduces the proposed updates to Title 6. Chapter 3 of the Guam Administrative Rules and Regulations (GARR) relative Election Campaign Contributions and Expenditures. With the recent passage of P.L. 38-18, which changed the reporting requirements for campaign activities to quarterly reporting, the updates to the GARR ensures that the necessary administrative procedures are in place to fully execute the requirements of P.L. 38-18. and that the GEC has ample time to update its training materials for the 2026 Elections.

At its public meeting on April 14, 2025, the Guam Election Commission (GEC) Board of Commissioners approved these updates. In compliance with 5 GCA § 9303(a)(4), the GEC transmitted the proposed changes to I Maga'håga Guåhan and the Attorney General on June 27, 2025, and both offices have since provided their approval.

Please note that the estimated economic impact of the proposed changes does not exceed the Five Hundred Thousand Dollar (\$500,000) threshold established under the Administrative Adjudication Act.

Si Yu'os ma'åse'. We are here to address questions as it pertains to the conduct of elections.

Sinseramente,

MARIA I.D. PANGELINAN
Executive Director



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

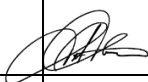
Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

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COMMITTEE VOTE SHEET

Bill No. 189-38 (COR), As Amended- Introduced by Telo T. Taitague – “AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”

COMMITTEE MEMBERS	SIGNATURE/ DATE SIGN	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Telo T. Taitague Chairperson	 10/10/25	✓				
Senator Darrel Christopher Barnett Vice Chairperson	E-vote 10/10/25			✓		
Senator Sabina F. Perez Member	E-vote 10/10/25			✓		
Senator Therese M. Terlaje Member						
Senator Shelly V. Calvo Member	E-vote 10/10/25			✓		
Speaker Frank F. Blas, Jr. Member	E-vote 10/13/25			✓		



Senator Telo Taitague <senatortelot@gmail.com>

REQUEST FOR E-VOTE: BILL NO. 189-38 (COR), AS AMENDED

5 messages

Senator Telo Taitague <senatortelot@gmail.com>

10 October 2025 at 16:12

To: Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, "Speaker Frank Blas, Jr." <speakerblas@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Office of Senator Sabina Perez <office.senatorperez@guamlegislature.gov>
Cc: Alana Ungacta <senatortelot.alana@gmail.com>, Isah Peredo <senatortelot.isah@gmail.com>, Rowena Fejeran <senatortelot.rowena@gmail.com>

Håfa Adai Committee Members,

Please see the attached Committee Report on **Bill No. 189-38 (COR), As Amended - Introduced by Telo T. Taitague** – *“AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.”*

Please indicate your preferred action, based on the following options:

_____ TO DO PASS;
_____ TO NOT PASS;
_____ TO REPORT OUT ONLY;
_____ TO ABSTAIN;
_____ TO PLACE IN INACTIVE FILE

Please submit your response **ASAP**. Your responses will be logged into the Committee Vote Sheet for **Amended Bill No. 189-38 (COR)**. Should you have any questions, please do not hesitate to contact our office.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague
38th Guam Legislature

Chairperson

Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Suite 407 DNA Building
238 Archbishop Flores St.
Hagatna, Guam 96910
Tel: (671) 989-8356
Email: senatortelot@gmail.com



Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>

10 October 2025 at 16:25

To: Senator Telo Taitague <senatortelot@gmail.com>

Cc: Senator Therese Terlaje <senatorterlajeguam@gmail.com>, "Speaker Frank Blas, Jr."

<speakerblas@guamlegislature.gov>, Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>,

Office of Senator Sabina Perez <office.senatorperez@guamlegislature.gov>, Alana Ungacta

<senatortelot.alana@gmail.com>, Isah Peredo <senatortelot.isah@gmail.com>, Rowena Fejeran

<senatortelot.rowena@gmail.com>

Hafa Adai,

To Report Only

Si Yu'us Ma'ase

[Quoted text hidden]



The Office of Senator Chris Barnett

I Mina'trentai Ocho Na Liheslaturan Guåhan

Suite 202 · Calvo- Arriola Building · 259 Martyr St. · Hagåtña, Guam 96910

(671)969-3586 · malafunkshun@guamlegislature.gov

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Office Senator Perez <office.senatorperez@guamlegislature.gov>

10 October 2025 at 17:02

To: Senator Telo Taitague <senatortelot@gmail.com>

Cc: Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, Senator Therese Terlaje

<senatorterlajeguam@gmail.com>, "Speaker Frank Blas, Jr." <speakerblas@guamlegislature.gov>, Office of Senator Shelly

Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Alana Ungacta <senatortelot.alana@gmail.com>, Isah Peredo

<senatortelot.isah@gmail.com>, Rowena Fejeran <senatortelot.rowena@gmail.com>

To report out only.

On Fri, Oct 10, 2025 at 4:12 PM Senator Telo Taitague <senatortelot@gmail.com> wrote:

[Quoted text hidden]

Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>

10 October 2025 at
17:33

To: Office Senator Perez <office.senatorperez@guamlegislature.gov>

Cc: Senator Telo Taitague <senatortelot@gmail.com>, Senator Darrel Christopher Barnett

<malafunkshun@guamlegislature.gov>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, "Speaker Frank Blas, Jr."

<speakerblas@guamlegislature.gov>, Alana Ungacta <senatortelot.alana@gmail.com>, Isah Peredo

<senatortelot.isah@gmail.com>, Rowena Fejeran <senatortelot.rowena@gmail.com>

Hafa Adai

To Report Out Only

Si Yu'os Ma'åse

Respectfully,



Office of the People • Senator Shelly V. Calvo

Majority Whip & Chairwoman

Committee on Child Welfare, Youth Affairs, Senior Citizens, Women's Affairs, Disability Services, the Arts, Culture, Historic Preservation & Hagåtña Restoration

38th Guam Legislature

163 Chalan Santo Papa, Hagåtña, Guam 96910

T +1 (671) 989-5682

E officeofsenatorshellycalvo@guamlegislature.gov

[Quoted text hidden]

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

13 October 2025 at 08:05

To: Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>

Cc: Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Telo Taitague <senatortelot@gmail.com>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, Alana Ungacta <senatortelot.alana@gmail.com>, Isah Peredo <senatortelot.isah@gmail.com>, Rowena Fejeran <senatortelot.rowena@gmail.com>

To Report Out Only



Speaker, Frank F. Blas, Jr.

I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña

(671)969-6456

speakerblas@guamlegislature.gov

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[Quoted text hidden]



OFFICE OF SENATOR
Telo T. Taitague
CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

Ste. 407 DNA Building
2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

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COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 189-38 (COR) was introduced on Friday, September 12, 2025, by Senator Telo T. Taitague. **Bill No. 189-38 (COR)** was referred by the Committee on Rules to the Committee on *Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement*, on Monday, September 15, 2025. The Committee convened a public hearing on Friday, September 26, 2025, at 1:00p.m. in the Guam Congress Building, Public Hearing Room.

Public Notice Requirement:

In compliance with Open Government Law, a five (5) day public notice of this hearing was published on Friday, September 19, 2025, and a forty-eight (48) hour notice was published on Wednesday, September 24, 2025, on KUAM-TV and on the Guam Public Notice Website. Notices were also sent to all senators, and all main media broadcasting outlets via email on the same dates.

Senators Present:

Senator Chris Barnett, Vice Chairperson for Technology, Retirement, and Elections
Senator Telo Taitague, Chairperson
Senator Shawn Gumataotao

Appearing Before the Senate Panel:

Maria Pangelinan, Executive Director, Guam Election Commission

Written Testimony Submitted:

Maria Pangelinan, Executive Director, Guam Election Commission

II. **SUMMARY OF TESTIMONY & DISCUSSION**

The Public Hearing was Called-to-Order at 1:05pm. Bill No. 189-38 (COR), "AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN

CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.” was the second item on the agenda.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: We'll now move on to the second item on the agenda which is Bill No. 189-38 introduced by Senator Telo T. Taitague, AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.

A fiscal note was received from BBMR on September 22nd. In that fiscal note, BBMR provided the following: *it should be noted that Subsection 3113 and 3114 cited in Section 2 of the proposed legislation imposes fines for exceeding contribution limits and fines in general for persons, corporations, or organizations or associations who violate provisions in Title 3 GCA Chapter 17. And while there's a potential fiscal impact relative to revenues from fines collected, the bureau is unable to determine the estimated fiscal impact absent additional information from the GEC, including data on past contribution and reporting violations. It should be noted that the GEC did not provide a response to BBMR as of the date the fiscal note was prepared.*

The committee also notes as part of the Administrative Adjudication process GEC submitted and the Governor and Attorney General approved its Economic Impact Statement that the proposed rules do not exceed the \$500,000 threshold set by the Triple A.

The determination by the OAG as stated in the accompanying Memorandum Reference GEC 25377 stated, *the agency record does not include documentation that the rules were also posted on the website and also does not include documentation that a preliminary cost impact assessment was available prior to the public hearing. To achieve strict technical compliance, GEC could conduct another public hearing considering, however, that no member of the public submitted comments regarding the rules of the election manual, that the preliminary cost impact assessment determined that there would be no additional cost to the general public to implement the rules or the election manual, and that all other notices and posting requirements were met. GEC appears to have substantially complied with the law.*

On the bill: an initial review of the bill is conducted by the Legislature's Legal Counsel with no recommendations at this time, but the bill does remain under review.

The following entities were invited to provide testimony on the bill. Again, the Guam Election Commission, the Office of the Public Auditor, the Democratic Party of Guam, and the Republican Party of Guam.

[Reads Sponsor Statement into the Record]

Senators and the viewing public present, thank you for being here today and for your participation. Bill 189-38 is a measure that seeks the Legislature's adoption of the GEC's updated election campaign contributions and expenditures rules and regulations pursuant to the Administrative Adjudication law. The intent of this bill is to



OFFICE OF SENATOR

Telo T. Taitague

CHAIRWOMAN

Committee on Economic Investment, Military Buildup, Regional Relations, Regulatory
Affairs, Technology, Justice, Elections, and Retirement

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2238 Archbishop Flores St.
Hagatna, Guam 96910
(671) 989-8356
senatortelot@gmail.com

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strengthen compliance with Chapter 17 of Title 3 GCA by providing the Guam Election Commission with the tools and procedures needed to enforce our campaign finance laws fairly, consistently, and transparently.

Now, while the statute sets the framework, these rules give life to the law by detailing how reports are filed, how contributions are handled, and how enforcement is carried out. I want to thank, of course, the Guam Election Commission for its hard work in reviewing, drafting, and advancing these proposed amendments to ensure our laws are implemented effectively. And these updates bring several important benefits. Firstly, they modernize reporting by requiring electronic submission of campaign finance reports that improves accessibility, efficiency, and accuracy for both candidates and the voting public. They establish clear deadlines and procedures for depositing contributions, returning excess funds, and amending reports, ensuring contributions are handled properly and promptly. They also provide a structured fine schedule and cure periods, balancing accountability with fairness so that penalties are proportionate while still protecting the integrity of the law.

We strengthen due process by outlining clear hearing procedures, advisory opinion timelines, and dissolution requirements, giving candidates, parties, and the public greater confidence in how the rules are applied. Most importantly, they promote public trust in Guam's elections by demonstrating that campaign finance is monitored with consistency and transparency. Colleagues, Bill 189-38 is about fairness, making sure that our election system is transparent, that no donor has undue influence, and that every candidate is held to the same standard. It's also about confidence in ensuring that voters know their voices, not money, guide the outcome of our elections. I look forward to the testimony from the GEC and feedback from the public auditor, our political parties and members of the public, including those who may be running for office for the first time. Good luck. Their perspectives will help us ensure that these rules are not only enforceable but also fair and accessible to all who serve our island. Again, un dangkolo na si Yu'os ma'åse' to the GEC for your continued efforts and to all of you for your time and attention today. I look forward to working together with you to advance this measure.

We'll now receive testimony on Bill No. 189-38 (COR), starting with, well, surprise, Executive Director Pangelinan. Welcome back.

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Bill 189-38 introduces the proposed updates to Title 6, Chapter 3 of the Guam Administrative Rules and Regulations, Relative to Campaign Election Campaign Contributions and Expenditures. With the recent passage of Public Law 38-18, which changed the reporting requirements for campaign activities to quarterly reporting, the updates to the GARR ensures that the necessary administrative procedures are in place to fully execute the requirements of Public Law 38-18 and that the GEC has ample time to update its candidate and campaign materials for the 2026 elections. Please note that the reference

Exhibits A, B, and C, that's the organizational report, election campaign contributions and expenditures report, and the report for dissolution respectively should be appended to the bill.

At its public meeting on April 14, 2025, the Guam Election Commission approved these updates. In compliance with 5 GCA Section 9303A4, the GEC transmitted the proposed changes to *I Maga'hagan Guahan* and the Attorney General on June 27th, 2025, and both offices have since provided their approval. Please note that the estimated economic impact of the proposed changes does not exceed the \$500,000 threshold established under the Triple A process. *Si Yu'os ma'åse'.*

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: *Si Yu'os ma'åse'* Director Pangelinan. And then just on behalf of the committee, as you had stated, Exhibits A, B, and C, which are right here. So, my colleagues might want to start practicing filling these out. And don't get intimidated... for any new grassroots or first-time candidates out there. The GEC is very accommodating and assists candidates or organizations with filling out these forms, which, you know, by my own admission can be intimidating sometimes. So, I thank you for that. But these exhibits were not uploaded at the time of the bill's introduction. Now accordingly they'll be added by the committee during the bill markup process. But copies of these exhibits are included with the bill packet, have been distributed to each senator in attendance, and have also been made available in the Google Drive folder accessible through the link provided in the public hearing notices. At this time, I'd like to recognize Senator Gumataotao for any questions.

SENATOR SHAWN GUMATAOTAO: Yes, thank you, Mr. Chair and for the record, I would like to state that, I currently serve as the Chairman of the Republican Party of Guam, where the notice for this bill was sent to for testimony. Again, for this particular measure, and all GEC related matters, they are done in close cooperation with, the commission or Board of Commissioners that were appointed by the Republican Party of Guam, Mr. Jerry Chrisostomo, Ms. Antonia Gumataotao, and Mr. Benny Pinaula, who have served very well in support of not only the party but in service to the people of Guam relative to work with the GEC.

Just a couple of questions if I can, to Maria if I can. Based on our current election statute which requires campaign funds from candidates and political or organizations not affiliated with a political party that are you know maybe working here. What information is available regarding the amount of funds which have been redirected to the government, if they can't go anywhere else, pursuant to law, at least during maybe the last three elections 24, 22, 20. Have you seen any of that type of transfer of funds or any word of transfer of funds for non-party related folks

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): If you're referring to campaign funds that were originally reported as campaign funds to the Guam Election Commission. We haven't seen anything transferred to the government of Guam. The law says that if they're dissolving or if they have, if they're going to run for another office, the candidate is required to either transfer the funds to their political party or to a candidate that's running for the same seat, the same office.



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SENATOR SHAWN GUMATAOTAO: So, from your experience, you haven't seen any independent candidate giving any money to a party or candidate in your experience in the last two cycles?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Well, we have had political action committees, and so those report to us and then we just put together the dissolution forms. But we know that they're dissolved as soon as there's no funds in the campaign fund.

SENATOR SHAWN GUMATAOTAO: All right. Thank you. And only one other question. Recognizing that other jurisdictions allow for unused campaign funds for various purposes, including the state of Georgia, which offers more flexibility than federal regulations allowing leftover funds to be transferred to another campaign, saved for future campaigns, or donated to political parties and charities, or the state of Oregon, which permits the use of campaign funds for any lawful purpose other than personal use. What discussions, if any, have been put forward by members of the GEC regarding ways to responsibly dispose of unspent campaign contributions, such as designating these particular resources for maybe local charities.

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): With that question, sir, I must say that in most cases, we will say that we're ministerial in nature and we follow what the law says. And right now, the law says those residual funds get transferred to a political party or to a candidate that's running, to a candidate that's running for the same office. Campaigns have called asking us can they donate to a nonprofit or like for example a medical fundraiser. The law says all campaign funds must be spent at a direct expense to their campaign. Vote for Senator Shawn Gumataotao. Vote for Chris Barnett. Vote for Telo Taitague. Only those expenditures are appropriate with the campaign funds.

SENATOR SHAWN GUMATAOTAO: All right. Thank you for that and thank you for the endorsements in advance. I appreciate it...and to my colleague. But those are my only questions. Thank you,

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: *Si Yu'os ma'åse'* Senator Gumataotao, and thank you Director Pangelinan for your bipartisan encouragement. Appreciate it. Just some of the notes that as I had kind of mentioned earlier; grassroot candidates or first-time candidates, you know, may face higher administrative or financial burdens to comply with some of the electronic filing, and the structured fine schedule that the rules proposed may penalize small clerical errors which could discourage individuals from running or even volunteering as treasurers. I mean as the rules and regs,

as they exist today, are a little daunting even for you know, I'll just mention in my case, I have a guy that used to work for BBMR and retired in finance out of the government. And you know, there are challenges I think that accomplished accountants sometimes face with just some of the filings and things that come with running for public office. So, I kind of wanted to ask what kind of training are you guys going to provide to candidates, especially the newer candidates, to protect them? I'm not saying it's necessarily your job to protect them, but to help them avoid being unfairly penalized for minor errors. And will the commission handle minor clerical mistakes in reporting to avoid disproportionately penalizing candidates with small or volunteer-run campaigns?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): First and foremost, the reason why we're asking for the approval of this GARR is that we want to start candidate seminars. At this candidate seminar, the main focus of discussion in most seminars is campaign finance. With regard to the daunting fact of filling out these forms, we have staff that are dedicated to, three of them, dedicated to campaign finance. On top of that, with the current change to report quarterly, excuse me, with the current change to report quarterly, what has happened is that candidates come in early enough for us to review and to make corrections. With regard to the fines, we have started to issue campaign advisory opinions.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: Ma'am, would you like, let's just take a one-minute recess. Thank you.

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): I'm okay. So, with the...

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: Okay, we're back. I meant one second...

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): With the campaign with the daunting campaign forms. We have issued advisory opinions as questions and discussions come up in the campaign finance. We intend to issue additional advisory opinions for our candidates to adhere to.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: I know that the GEC currently and historically struggles with the staffing shortages. So, how do you think you're going to be able to accomplish these advisory opinions and this monitoring of the campaign finance while also doing all the other things that you always have to do?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): So, with the quarterly reporting, we are now looking at these campaign finance reports starting the next due date is October 15th. So, we have time before the full election preparation starts. Come closer to the elections. We will hire temporary staff and they should be able to help us.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: What about overtime costs?



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MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Our overtime cost has been pretty steady except the biggest overtime cost is not in campaign finance, it's in the early voting. You know, we staff the early we staff the early voting for about 7,000. I think the highest was 12,0002. So that's where our overtime costs come in.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: You know, it's been kind of standard practice over the last and the previous term and the fiscal year, especially during elections once you guys come in for a supplemental appropriation. Is that something you're anticipating with the passage of any of these bills?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): So, in fiscal year 25 was the very first time that we received what we asked for. in the budget request with fiscal year 26. We don't have a budget yet, but with the proposed budget, it sounds like our budgets that we have, our current budget will be continued. So, with that said, and banning anything that we're not looking at right now in terms of unnatural or even natural disasters, we should be okay. If prices of other things rise sky high, maybe we will come back. But at this point, our budget, we're pretty confident that our budget is okay. Thank you.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: When you say something unnatural happening, are you talking about maybe some type of special election if someone were to step down from an elected office or would that be a little speed bump?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Yeah. So, again, it depends on if it's a district special election or an island wide special election. But as if that occurs, we will look at it immediately at the budget and there's processes in place where we the election commission will we'll be able to say okay you know somebody declares it the governor declares that a special election is needed the commission says okay we're going to have it and then within 30 days it happens. And so, we can cover it with what existing appropriations we have and should we run out for the actual primary election, we will be back long before the primary election expenses are incurred.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: *Si Yu'os ma'åse'* Director Pangelinan and then *dispense* but senator Telo Taitague is still on the zoom and I'd like to recognize her for some questions. Sorry, madam chair. Stand by. My lip reading is a little rusty. AV, Senator, can you give us a sound check again? Say *Biba Betnes*. Okay.

SENATOR TELO TAITAGUE, CHAIRPERSON: It's not them. AV is doing their job. It's definitely not them. My bad, it was my fault. So, apologize for that. But, Mr. Chair, no worries. The questions that you asked were excellent questions. They definitely bring to light some of the concerns that some candidates may have and may deter from wanting to run. But what we're doing here is to ensure that the law is followed. A lot of times you hear about in-kind contributions that are questionable. and I'm sure the election commission has set this up so that they give ample time in order to train the candidates and to provide them guidance you know which is important. As you know it's not easy running a campaign but it gets even more difficult writing your books for a campaign and a lot of people are not accountants in that perspective but I did want to ask though Maria, where in this section is there in kind that was discussed on you know with what is the definition of in kind and what is the limit on that is it in this section here or am I jumping to another article okay.

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): So, in kind contributions the most complicated thing or the questions always asked is how do you put a value to it? So, we advise the candidate that the value you know makes sure it's not something that makes sure it's realistic as far as the value goes. With regard to in kind contributions that increases the contribution that is a that goes to the limit it as you calculate that towards the limit for contributions by an individual. Corporations are not allowed to give in kind contributions, any kind of materials. Corporations are limited to cash contributions to fundraisers in kind contributions. If Maria Pangelinan says she's going to give some lumber for the signs, that \$300 worth of lumber will be calculated towards the maximum amount that Maria Pangelinan can give the candidate. The maximum contribution is \$1,000 per candidate per election per calendar year. Hence in-kind contributions figure into that, Madame Chair and it is still in chapter 17 of the code and in this part of GARR.

SENATOR TELO TAITAGUE, CHAIRPERSON: Okay. And that in kind contribution perspective when it comes to corporations as you mentioned and it's clear so hopefully anybody who's listening to this understands that corporations can only donate to a candidate in cash. I just wanted to verify again, only in cash. Is that right, Maria?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Yes, and the cash contribution must be attributed to a fundraiser simply stated Corporations are strictly limited to buy fundraising tickets up to a maximum of \$500 per fundraiser per candidate. So, if the candidate were to optimize the corporation's contributions, the candidate can have up to two fundraisers where the corporation can give \$500 for the first one in terms of tickets and \$500 in tickets for the second fundraiser.

SENATOR TELO TAITAGUE, CHAIRPERSON: Thank you so much, Maria. In regards to you know personal we all know that that limit is 1,000 per election. And Maria just to clarify one thing if sometimes candidates will get from one household two checks, one from the wife and one from the husband. They have separate checking accounts. But what if the check comes to them in one check where there are joint bank holders in that account. Is that okay to do? I mean, you know what I'm



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talking about. So, one household is not \$1,000. It's per person. That means the husband, the wife, a daughter, a son.

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Our form accommodates Mrs. Telo Taitague reporting that Mrs. Telo Taitague contributed \$1,000. Mr. John Binadu from the same household contributed \$1,000. If the check came in as a \$2,000 check but reported as \$1,000 from Mrs. Telo Taitague and \$1,000 from Mr. John Binadu, as far as the Guam Election Commission goes, what you reported was appropriate.

SENATOR TELO TAITAGUE, CHAIRPERSON: Okay. Just wanted to make that clear because that's the whole purpose too, Mr. Chair, on this legislation and what we're trying to correct is there's been so much misguided information on what you can and cannot do in an election. So, I think trying to clear it up as much as we can, and the understanding especially between a personal and corporation, that there is a big difference. Later on, if there's any concern, we can talk about that. Maria is the PAC group where individuals get together. Can you mention that again? What a PAC group is?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Political Action Committees are formed to either support an issue that's on the ballot or support a candidate, independent of the candidate. Once the candidate gets involved, it's not anymore, a Political Action Committee. So political action committees, I repeat, operate independent of any candidate.

SENATOR TELO TAITAGUE, CHAIRPERSON: Okay. And that's very important because that's not always the case. And I'm hoping that there are ways to police these PAC groups because you know it's been in the past where these PAC groups actually meet with the candidates on a regular basis on what they need and how much they can get this month or something. Is there any way that you do look that over on these PAC groups? How do you police that?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): So, political action committees report to us just like any other candidate. If a complaint comes into us, then there will be an investigation. But until such time, the Guam Election Commission is limited to what is reported to us on their campaign forms.

SENATOR TELO TAITAGUE, CHAIRPERSON: Okay. Last question, Mr. Chair. And the fines that were incorporated in this legislation; was there any increase or is it just the same amount on the fines?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): I'm sorry, Senator.

SENATOR TELO TAITAGUE, CHAIRPERSON: Oh, I'm sorry. Did I get cut off? I apologize. No, the fines. Oh, the fines that are in this bill, you know, you see an excess amount of fine imposed. You know, are the fines for candidates who are, you know, disingenuous or found guilty of, you know, doing some shenanigans. Are these fines that have already been increased? You know, because this could be something that was done a while ago. Are there any fines?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Okay. So, Chapter 17 of the election code of Guam in dealing with campaign contributions and expenditures, they have limits and they mention in the code minimum and maximum fines with this, with the list of fines, the schedule of fines that we have in GARR. Now, it's specific to whatever the candidate doesn't comply with. And so, this is the first time that there is a specific schedule for the different infractions of the campaign finance law.

SENATOR TELO TAITAGUE, CHAIRPERSON: Okay. And I'm sure you're going to mention those fines to candidates running ahead of time of the election as they pick up their packets and as the chairman you know, finding ways to train candidates and help them out to understand. But thank you, Mr. Chair, for the opportunity to ask some questions and thank you so much, Maria.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: Hey, sure thing, Madam Chair. You got it. *Si Yu'os ma'āse'* for sticking around on the Zoom and *dispensa* again for the late recognition.

Director Pangelinan, I want to just ask for a clarification on the following: the Administrative Adjudication law requires agencies to certify whether proposed rules have a fiscal impact above or below half a million dollars; the commission has estimated that these updates to Chapter 3 of Title 6 GARR and the updates to the Guam Election Manual will not exceed that threshold. So, I was wondering if you could just kind of walk us through the methodology and assumptions you use to arrive at that determination, particularly with respect to the cost of electronic filing systems, staffing for enforcement advisory opinion processing, and possible candidate outreach and training.

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): So the current operation with regard to campaign finance continues in the same line. So, we have the staff on board. I think one point of clarification is we're not looking at the amount spent on the actual campaigns. We are looking at the adherence or the process of ensuring that the candidates adhere to the rules and regulations and the laws of campaign finance. So, with that said, we have three folks working on campaign finance. We do candidate seminars that don't cost us anything, any additional. There are no additional expenses to that. You know we have the esteemed Ana Ramirez conducting the candidate seminars. And the review of the form, the filings, is within, at this point done inside of the regular working hours.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: Just going back to the PAC thing, because I anticipate like the previous election, there have been a lot of polarizing and hot button issues that we've been discussing here at the legislature. So, I'm anticipating that there'll be PACs forming to come out and say don't vote for this *gayu* or you know, vote for that one. So, you know, with that being said,



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what does the Guam Election Commission do when they receive a concern from somebody that says, "Hey, I saw the head of this PAC, you know, eating lunch at Shirley's with this senator who they endorsed. Does that constitute in the GEC's mind or even in the bill that we're discussing involvement with the candidate involvement with the PAC?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): We'd have to take a look at it and, it'll go before the board. It's something that the board needs to discuss and of course we will have our legal counsel right along with us. You know the political action committees they report just like any candidate reports. And so, when complaints come in, yes, the investigation will begin with the commissioners involved and the legal counsel.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: I think, maybe at least in my mind, more of the problem is that there doesn't necessarily have to be involvement with the candidates and the PAC because they're moving in tandem in so many ways. So, while there might not be an overt lunch meeting or a discussion on, 'hey please tell people don't vote for these colleagues who you know didn't support the BPT roll back,' or whatever. That's probably more of the issue, is that there doesn't have to be that direct contact, but they are working in tandem for a shared cause. You know, can I just go back to the in-kind contributions. So, I had a question from somebody; does that include food contributions?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): So, when you have your meetings, your campaign meetings, if it's what we kind of label *de minimus*, you know. If it's the potato salad you made at home, we don't expect the candidate or the campaign to report that.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: Well, what if somebody donated like 10 roast pigs, you know? I mean, that's pretty significant. The roast pigs are like \$500- \$600 unless you're the farmer. That would exceed the threshold, right?

MARIA PANGELINAN, EXECUTIVE DIRECTOR, GUAM ELECTION COMMISSION (GEC): Yes. So that's where if he's the farmer and that's his business, then that should be reported. If you know, and I don't know... I mean a GEC doesn't go to the campaign meetings, but I wonder if there's ever a time when there's five roast pigs on the table.

SENATOR CHRIS BARNETT, VICE CHAIRPERSON: Maybe not at one meeting, Director Pangelinan, but spread out over the campaign. I check these guys. Plenty of budget.

Okay. *Si Yu'os ma'ase'* and again if there's no one else here to provide testimony, and there isn't, we'll consider Bill No. 189-38 (COR) duly heard by the committee. The committee will continue to accept written testimonies on today's hearing within five business days from today which may be mailed to the office at the Senator Taitague's office at 238 Archbishop Flores Street sweet 407 of the DNA building in Hagåtña. You can also send written testimony to her office via email, senatortelot@gmail.com . That's [s e n a t o r t e l o t @ g m a i l . c o m](mailto:senatortelot@gmail.com). The time is 2:07 p.m. Chamorro Standard Time.

Public Hearing Adjourned at: 2:07 p.m.

III. FINDINGS & RECOMMENDATIONS

The Committee finds that **Bill No. 189-38 (COR)** seeks to repeal and reenact Chapter 3, Title 6 of the Guam Administrative Rules and Regulations and adopt updated Guam Election Commission (GEC) rules, forms, and procedures related to campaign contributions and expenditures. These updates are intended to modernize campaign finance compliance and strengthen enforcement of Title 3 GCA Chapter 17, consistent with the Administrative Adjudication Act (AAA).

During the public hearing, the Committee confirmed the following:

- The GEC substantially complied with AAA requirements in promulgating these rules. The Office of the Attorney General's review noted minor technical deficiencies in documentation of online postings and cost impact availability, but otherwise found substantial compliance. The agency certified that the economic impact does not exceed the \$500,000 threshold under the AAA.
- The proposed rules improve transparency and accountability in campaign finance reporting by introducing electronic filing, establishing a structured fine schedule, clarifying definitions such as "in-kind contributions," and detailing reporting, dissolution, and advisory opinion procedures.
- Implementation will not require additional funding or overtime costs beyond current staffing levels and anticipated appropriations. GEC will rely on temporary staff during election years.
- The bill includes the first detailed fine schedule under GARR for specific violations. The GEC testified that fines are structured for proportionality and due process, providing cure periods to correct minor errors.

Maria Pangelinan, Executive Director of the GEC, also responded to questions from the Committee and senators, concerning the impact of new reporting and electronic filing requirements for first-time or grassroots candidates. Director Pangelinan informed that the GEC plans to conduct candidate seminars, issue advisory opinions, and provide individualized assistance to help candidates comply.



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Questions were raised by Chairperson Taitague and Vice Chair Barnett regarding PAC independence and GEC's oversight authority. The GEC affirmed that PACs are required to file reports but investigations only occur when formal complaints are filed.

Discussions also clarified that In-kind contributions count toward the \$1,000 per-person limit, that corporate contributions must be limited to fundraising ticket purchases of up to \$500 per fundraiser, and that valuation of donated goods must be reasonable and reported accordingly.

The Committee notes that during its markup process, the bill was amended to include the GEC's Exhibits A, B, and C (the campaign organization report, contributions/expenditures report, and dissolution form, respectively) which were not uploaded at the time of introduction but were provided by the Guam Election Commission. This amendment was also recommended by the GEC in its testimony. These exhibits form an essential part of the proposed rules and are now formally incorporated into the measure to ensure completeness and transparency in implementation.

The Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement hereby reports out ***BILL NO. 189-38 (COR), AS AMENDED- INTRODUCED BY TELO T. TAITAGUE- "AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS,"*** with the recommendation [To Report Out Only](#).

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 189-38 (COR)

Introduced by:

Telo T. Taitague 

AN ACT TO *REPEAL* AND *REENACT* CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that, in accordance with 5 GCA § 9303 (a), the Guam Election Commission (GEC) proposed updates to Chapter 3, Title 6 of the Guam Administrative Rules and Regulations, which were approved by the Commission during its Board meeting held on April 14, 2025. In compliance with the Guam Administrative Adjudication Law (5 GCA Chapter 9), the approved updates were subsequently submitted to the Office of *I Magan'hågan Guåhan* and the Office of the Attorney General on June 27, 2025.

Following their review, both offices approved the proposed updates. The Office of the Attorney General found the revisions to be constitutional, consistent with statutory authority, and in substantial compliance with the Guam Administrative Adjudication Law. While the agency record met most requirements including public hearing notices, transcripts, and cost impact documentation, it lacked proof of website posting and advance availability of the cost assessment.

1 Despite these technical gaps, the Attorney General concluded that GEC substantially
2 complied with the law and recommended either holding another public hearing or
3 proceeding with approval.

4 The approved updates were later transmitted to the Office of the Speaker on
5 September 2, 2025. Upon receipt, the proposed updates were referred to the
6 Committee on *Economic Investment, Military Buildup, Regional Relations,*
7 *Technology, Regulatory Affairs, Justice, Elections, and Retirement*
8 on September 11, 2025. In accordance with 5 GCA § 9303 (b), the Committee
9 introduced the measure on September 12, 2025, and subsequently scheduled a public
10 hearing to receive testimony on the proposed updates to Chapter 3, Title 6 of the
11 Guam Administrative Rules and Regulations.

12 Therefore, it is the intent of *I Liheslaturan Guåhan* to formally adopt the
13 revised rules and regulations, along with the attached Exhibits A, B, and C.

14 **Section 2.** Chapter 3, Title 6, Guam Administrative Rules and Regulations, is
15 hereby *repealed* and *reenacted* to read:

16 **CHAPTER 3**

17 **~~ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES~~**

18 ~~§ 3101.—— Purpose and Scope of Rules.~~

19 ~~§ 3102.—— Dissolution of Organizations.~~

20 ~~§ 3103.—— Contents of Report.~~

21 ~~§ 3104.—— Complaints, Investigation and Rule Amendments.~~

22 ~~§ 3105.—— Fines.~~

23 ~~§ 3106.—— Specific Instructions for Organizational Report and Campaign~~

24 ~~—— Contribution and Expenditures Report.~~

25 **~~§ 3101. Purpose and Scope of Rules. Purpose.~~**

26 ~~The purpose and intent of these rules and regulations are to~~
27 ~~implement Chapter 17 of 3 GCA, as amended, cited as Election~~

1 Campaign Contributions and Expenditures.

2 **~~§ 3102. Dissolution of Organizations.~~**

3 (a) ~~When to dispose after dissolution. Candidates, committees or~~
4 ~~political parties shall dispose any organizational residual contributions by~~
5 ~~the twentieth (20th) day after activities cease.~~

6 (b) ~~How to dispose. Any organization or candidate not affiliated~~
7 ~~with a political party shall escheat any residual contributions to the~~
8 ~~Government of Guam. Each candidate, committee or organization~~
9 ~~official shall file their disposition with the Guam Election Commission~~
10 ~~using the Organizational Report Form. This report shall be a detailed~~
11 ~~accounting of all funds expended and returned.~~

12 **~~§ 3103. Contents of Report.~~**

13 Pursuant to ~~3 GCA Chapter 17, and the Administrative Adjudication~~
14 ~~Law, the Organizational Report and Election Campaign Contributions~~
15 ~~and Expenditures Report forms, and accompanying instructions thereto,~~
16 ~~are herein incorporated as Appendix A and B, respectively, to these rules~~
17 ~~and regulations. Said appendices, not in conflict or inconsistent with 3~~
18 ~~GCA Chapter 17 shall govern the contents of reports filed pursuant to the~~
19 ~~Election Campaign Contributions and Expenditure Chapter.~~

20 **~~§ 3104. Complaints, Investigation and Rule Amendments.~~**

21 (a) ~~Correction of Report. Correction of information contained in a~~
22 ~~report filed pursuant to the Election Campaign Contributions and~~
23 ~~Expenditures Chapter may be made at any time upon the findings by the~~
24 ~~Guam Election Commission that the correction is not the product of a~~
25 ~~knowing or willful misrepresentation or omission made in a prior report.~~

26 (b) ~~Investigation. The Guam Election Commission may conduct~~
27 ~~investigations on the alleged violation and may subpoena any person,~~

1 ~~documents, or relevant materials pertaining to the case.~~

2 ~~(c) Appeal of Findings. The appeal of any finding made by the~~
3 ~~Guam Election Commission relative to the filing of a report may be~~
4 ~~made by an interested party. The complaint shall be in writing and shall~~
5 ~~be signed under oath by the complainant.~~

6 ~~(d) Confidential. Until the determination of probable cause by the~~
7 ~~Election Commission, all proceedings, including the filing of the~~
8 ~~complaint, investigation, and hearing shall be confidential, unless the~~
9 ~~person complained against, request an open session. In the event the~~
10 ~~Election Commission determines that probable cause does not exist, the~~
11 ~~complaint shall be dismissed and the entire records of the proceedings~~
12 ~~shall be kept confidential at the option of the person complained against.~~

13 ~~(e) Informal Hearing. All interested party(s) shall be granted an~~
14 ~~informal hearing within fifteen (15) days from receipt of a complaint, on~~
15 ~~any matter relevant to the filing of the report.~~

16 ~~(f) Formal Hearing. Should an informal hearing prescribed in §~~
17 ~~3104(e) of this chapter fail to resolve a matter, a formal hearing shall be~~
18 ~~granted within twenty (20) days thereafter.~~

19 ~~(g) Advisory Opinion. Any person may request in writing for an~~
20 ~~advisory opinion regarding compliance with the requirements of this~~
21 ~~Chapter.~~

22 ~~(h) Petition for Adoption of Rules. Any person may petition the~~
23 ~~Guam Election Commission requesting the promulgation, amendment, or~~
24 ~~repeal of any rule. Said petition shall be in writing and should fully state~~
25 ~~reasons and factual basis for such a request. The adoption of any~~
26 ~~promulgation, amendment, or repeal of any rule shall be in accordance~~
27 ~~with the Administrative Adjudication Process 5 GCA Chapter 9.~~

1 ~~(i) Public Hearing. In the event a petition made is granted a public~~
2 ~~hearing on the matter shall be conducted within thirty (30) days of~~
3 ~~receipt of such petition as provided by Administrative Adjudication Law~~
4 ~~(5 GCA Chapter 9, Article 3).~~

5 **~~§ 3105 Fines.~~**

6 ~~Any person, corporation, organization, or association who willfully~~
7 ~~violates any provisions in 3 GCA Chapter 17 shall be fined not less than~~
8 ~~one thousand dollars (\$1,000). Fines collected under this section shall be~~
9 ~~payable to the Treasurer of Guam to be deposited into the Guam Election~~
10 ~~Commission revenue account.~~

11 **~~§ 3106. Specific Instructions for Organizational Report and~~**
12 **~~Campaign Contribution and Expenditures Report.~~**

13 ~~(a) Name of Candidate, Committee, or Party. The name of a~~
14 ~~candidate or the official name of a committee, political party, or~~
15 ~~association should be clearly indicated. [3 GCA § 17107]~~

16 ~~—(1) A candidate is an individual who seeks nomination or~~
17 ~~election into office by filing nomination papers or consents to have~~
18 ~~a declaration of nomination for office held on his behalf; receives~~
19 ~~contributions of more than one hundred dollars (\$100.00) or incurs~~
20 ~~any expenditures to bring about his nomination or election to office;~~
21 ~~or gives consent to any other person to receive contributions or~~
22 ~~makes expenditures to aid his nomination or election to office. [3~~
23 ~~GCA § 17101(c)]~~

24 ~~—(2) A committee is any individual, partnership, corporation,~~
25 ~~association, or organization that accepts contributions or makes~~
26 ~~expenditures for or against any individual, candidate or group of~~
27 ~~candidates or any question or issue which is to appear on the ballot~~

1 ~~at the next applicable election. [3 GCA § 17101(e)]~~

2 ~~—(3) A political party is an organization that has filed with the~~
3 ~~Guam Election Commission under uniform regulations required by~~
4 ~~Title 3 GCA.~~

5 ~~(b) —Treasurers. Each organization shall appoint one (1) official~~
6 ~~campaign treasurer and may appoint up to five (5) deputy campaign~~
7 ~~treasurers. Each treasurer shall be authorized to receive contributions or~~
8 ~~make expenditures on behalf of the candidate, committee, or political~~
9 ~~party. A candidate may also be a campaign treasurer. [3 GCA §§~~
10 ~~17107(a)(2) and 17108(a)]~~

11 ~~All transactions received or expended must be recorded and~~
12 ~~—accounted for, in the report format required by the Guam Election~~
13 ~~—Commission. [3 GCA § 17108(e)]~~

14 ~~—(c) —Chairpersons. The chairperson and deputy chairperson shall~~
15 ~~—serve as the two (2) highest ranking officials of the organization.~~

16 ~~—(d) —Financial Institutions. Each organization shall keep a~~
17 ~~—comprehensive financial record of its transactions with any number of~~
18 ~~—financial institutions it does business with. A detailed accounting of all~~
19 ~~—transactions, safety deposit boxes, deposits, loans, and all applicable~~
20 ~~—account numbers shall be reported to the Commission. [3 GCA § 17109]~~

21 ~~—All monetary contributions shall be promptly deposited in a~~
22 ~~—financial depository duly authorized to do business in Guam such as a~~
23 ~~—bank, savings and loan or industrial loan company, or similar financial~~
24 ~~—institution, in the name of the candidate, committee, or political party,~~
25 ~~—whichever is applicable. [3 GCA § 17107(a)(4) and § 17109(a)]~~

26 ~~—(e) —Contributions. Means a gift, subscription, loan, advance,~~
27 ~~deposit of money or anything of value, or cancellation of a debt or legal~~

1 obligation, or payment or compensation for personal services which are
2 rendered without charge or at an unreasonably low charge (not including
3 volunteer campaign services), or a contract, promise, or agreement to
4 make a contribution for the purposes of influencing a candidate's
5 campaign or an issue's outcome. [3 GCA § 17101(f)]

6 ——— (1) Cash Contributions. All monetary contributions shall be
7 promptly deposited in a financial institution. Each candidate or
8 organization shall establish an itemized record showing the names,
9 addresses and dates of every individual who donates a cumulative
10 amount of one hundred dollars (\$100.00) or more. No candidate or
11 organization shall accept Two Hundred Fifty Dollars (\$250.00) in
12 cash without issuing a receipt and keeping a record of the
13 transaction. [3 GCA § 17109 (a)(b) and (d)]

14 ——— Each candidate or organization shall report the names, dates
15 and addresses of each individual who has donated a cumulative
16 amount of at least one hundred dollars (\$100.00) or more to the
17 campaign. (Do not include multi-candidate contributions in this
18 section). [3 GCA § 17109(b)]

19 ——— (2) Aggregate Contributions. Each candidate or organization
20 shall report fundraising activities, wherein the cost per person or
21 ticket is not more than twenty-five dollars (\$25.00). Each such
22 aggregate contribution shall be reported by the cash amount
23 received, description of the means (i.e., birthday, rallies, etc.),
24 method (i.e., cost of one ticket, etc.), place and date. [3 GCA §
25 17109(b)]

26 ——— (3) Other Cash Contributions. All other monetary
27 contributions received and not reported in the aforementioned

categories shall be reported in accordance with this section. Each such contribution shall be reported by the cash amount received, description of the means (i.e., birthday, rallies, etc.), method (i.e., cost of one ticket, etc.), place and date. [3 GCA § 17109(b)]

—————(4) Non-monetary Contributions. Non-monetary contributions are all gifts, subscriptions, cancellations of debt, contracts, promises or agreements to make a contribution other than cash, or the payments, by any person other than a candidate or committee, or compensation for the personal services of another person, which are rendered to the candidate or committee without charge or at an unreasonably low charge, or a discount not offered to any other candidate or committee other than volunteer campaign services. [3 GCA § 17101(f) and § 17109(b)]

—————All non-monetary contributions shall be reported based on the fair-market value of the contribution exceeding one hundred dollars (\$100.00) along with the name and address of the donor, nature of contribution and date. [3 GCA § 17109(b) and (c)]

—————(5) Earmarked Contributions. Earmarked contributions are all cash or non-monetary contributions received by the candidate or organization on the condition that the funds are contributed to only certain candidates, issues, or questions. [3 GCA § 17109(f)]

—————All earmarked contributions shall be reported by the total amount earmarked, the ultimate receipt of earmarked funds, the name and address of the donor, the description of the contribution, date and name(s) of sharing candidates, issues, or questions. [3 GCA § 17109(e)]

(f) Expenditures. Means any purchase, transfer of money or

~~anything of value, promise or agreement to purchase or transfer money or anything of value, payment incurred or made, consumption of any non-monetary contribution, or the payment by any person other than a candidate or committee, of compensation for the personal services of another person which are rendered to the candidate or committee for the purpose of influencing a candidate, committee, or political party's campaign. [3 GCA § 17101(h)]~~

~~(1) Funds Expended. Every candidate or organization shall record all cash transactions spent in aid of their campaign. The record shall be an itemized accounting of the cash amount spent, name and address of the payee and the date and purpose for the expenditure. [3 GCA § 17114(a)]~~

~~(2) Incurred Expenditures. Every candidate or organization shall make a detailed accounting of all promises or agreements to purchase. The most current balance of all monetary liabilities (short and long term) shall be recorded in accordance with this section. [3 GCA § 17116(c) and § 17118(a)(3)]~~

~~(3) Non-monetary Expenditures. Non-monetary expenditures are gifts, consumption or use of non-monetary contributions, promises or agreements to make expenditure other than cash, or payments, by any person other than a candidate or committee, or compensation for the personal services of another person, which are rendered to the candidate or committee without charge other than volunteer campaign services. [3 GCA § 17101(h)(1)]~~

~~(4) Earmarked Expenditures. All cash or non-monetary expenditures made by the candidate or organization on the condition that funds be expended for certain candidates, issues, or questions.~~

1 ~~[3 GCA § 17109(f)]~~

2 ~~— All earmarked expenditures shall be reported by the total amount~~
3 ~~— earmarked, the ultimate receipt of earmarked funds, the name and~~
4 ~~— address of the donor, the description of the contribution, date and~~
5 ~~— name(s) of sharing candidates, issues or questions. [3 GCA § 17109(e)]~~

6 **CHAPTER 3**

7 **ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES**

8
9 § 3101. Purpose and Scope of Rules.

10 § 3102. Contents of Report.

11 § 3103. Specific Instructions for Organizational Report and Election Campaign
12 Contributions and Expenditures Report.

13 § 3104. Recordkeeping.

14 § 3105. Amending Reports.

15 § 3106. Electronic Reports.

16 § 3107. Temporary Acceptance or Rejection of Reports; Opportunity to Cure
17 Deficiencies.

18 § 3108. Dissolution of Organizations.

19 § 3109. Complaints and Investigation.

20 § 3110. Advisory Opinions

21 § 3111. Review of Reports.

22 § 3112. Hearing Procedures and Timelines for Enforcement Actions.

23 § 3113. Exceeding Contribution Limits.

24 § 3114. Fines.

25 § 3115. Procedures for Documenting Efforts to Identify Donors prior to
26 Escheatment.

27 § 3116. Rule Amendments.

1 **§ 3101. Purpose and Scope of Rules.**

2 The purpose and intent of these rules and regulations are to implement
3 Chapter 17 of 3 GCA, as amended, cited as Election Campaign Contributions &
4 Expenditures.

5 **§ 3102. Contents of Report.**

6 Pursuant to 3 GCA Chapter 17, and the Administrative Adjudication Law,
7 the Organizational Report, Election Campaign Contributions and Expenditures
8 Report forms, and the Report for Dissolution, and accompanying instructions
9 thereto, are herein incorporated as Appendix A, B, and C, respectively, to these
10 rules and regulations. Said appendices, not in conflict or inconsistent with 3 GCA
11 Chapter 17 shall govern the contents of reports filed pursuant to the Election
12 Campaign Contributions and Expenditures Chapter.

13 **§ 3103. Specific Instructions for Organizational Report and Election**
14 **Campaign Contributions and Expenditures Report.**

15 (a) Name of Candidate, Committee, or Party. The name of a candidate or
16 the official name of a committee, political party, or association should be clearly
17 indicated.

18 (b) Elected Office Sought, Question, or Issue. The Organizational Report
19 shall clearly indicate:

20 (1) If a candidate or committee directly associated with a candidate,
21 the elected office sought. The elected office indicated on the
22 Organizational Report shall be effective only for the election for which the
23 individual is seeking nomination or election to office.

24 (2) If a question or issue committee, the question or issue(s) for
25 which the organization intends to receive contributions and make
26 expenditures for.

1 (c) Treasurers. Each organization shall appoint one (1) official campaign
2 treasurer and may appoint up to five (5) deputy campaign treasurers. Each
3 treasurer shall be authorized to receive contributions or make expenditures on
4 behalf of the candidate, committee, or political party. If a candidate wishes to act
5 as a campaign treasurer, it must be so noted on the Organizational Report and all
6 reports filed in accordance with 3 GCA Chapter 17 must be certified by the
7 candidate in his/her capacity as both the candidate and a campaign treasurer.

8 (d) Chairpersons. The chairperson and deputy chairperson shall serve as
9 the two (2) highest ranking officials of the organization.

10 (e) Financial Institutions. Each organization that intends or subsequently
11 receives monetary contributions shall establish a separate account at any number
12 of financial institutions. Funds received by the organization shall not be
13 commingled with personal funds of the candidate, or any other individual, and a
14 candidate committee shall nonetheless establish an account separate from his/her
15 personal one for the purpose and duration of the campaign. Any organization that
16 does not intend, and subsequently does not receive, any monetary contributions
17 shall not be required to establish an account at a financial institution.

18 Each organization shall keep a comprehensive financial record of all
19 transactions for all financial institutions it does business with. A detailed
20 accounting of all transactions, safety deposit boxes, deposits, loans, and all
21 applicable account numbers shall be reported to the Commission.

22 All monetary contributions shall be deposited only into the account(s)
23 indicated on the Organizational Report within 5 business days of receiving said
24 contributions.

25 (f) Contributions.

26 (1) Cash Contributions. All monetary contributions shall be
27 deposited in the committee's financial institution stated on the

1 Organizational Report within 5 business days of receiving said
2 contributions. The date of deposit and source of deposit shall be identified
3 for all monetary contributions received by the candidate or committee.
4 Each candidate or organization shall establish an itemized record showing
5 the names, addresses and dates of every individual who donates a
6 cumulative amount of more than one hundred dollars (\$100.00). No
7 candidate or organization shall accept more than two hundred fifty dollars
8 (\$250.00) in cash without issuing a receipt and keeping a record of the
9 transaction.

10 Each candidate or organization shall report the names, dates and
11 addresses of each individual who has donated a cumulative amount of
12 more than one hundred dollars (\$100.00) to the campaign.

13 (2) Aggregate Contributions. Each candidate or organization shall
14 report fundraising activities, wherein the cost per person or ticket is not
15 more than twenty-five dollars (\$25.00). Each such aggregate contribution
16 shall be reported by the cash amount received, description of the means
17 (e.g. birthday, rallies, etc.), method (e.g. cost of one ticket, etc.), place and
18 date. If the fundraising activity occurred over a period of time and not on
19 a specific date, the candidate or organization shall report the first date on
20 which the fundraising activity took place.

21 (3) Other Cash Contributions. All other monetary contributions
22 received and not reported in the aforementioned categories shall be
23 reported in accordance with this section. Each such contribution shall be
24 reported by the cash amount received, description of the means (e.g.
25 birthday, rallies, etc.), method (e.g. cost of one ticket, etc.), place, and date.

26 (4) Non-monetary Contributions. Non-monetary contributions are
27 all gifts, subscriptions, cancellations of debt, contracts, promises or

1 agreements to make a contribution other than cash, or the payments by any
2 person other than a candidate or committee, or compensation for personal
3 services of another person, which are rendered to the candidate or
4 committee without charge or at an unreasonably low charge, or a discount
5 not offered to any other candidate or committee other than volunteer
6 campaign services.

7 All non-monetary contributions shall be reported based on the
8 fair-market value of the contribution exceeding one hundred dollars
9 (\$100.00), along with the name and address of the donor, nature of
10 contribution and date.

11 (5) Earmarked Contributions. Earmarked contributions are all cash
12 or non-monetary contributions received by the candidate or organization
13 on the condition that the funds are contributed to only certain candidates,
14 issues, or questions.

15 All earmarked contributions shall be reported by the total amount
16 earmarked, the ultimate receipt of earmarked funds, the name and address
17 of the donor, the description of the contribution, date, and name(s) of
18 sharing candidates, issues, or questions.

19 (g) Expenditures. Means any purchase, transfer of money or anything of
20 value, promise or agreement to purchase or transfer money or anything of value,
21 payment incurred or made, consumption of any non-monetary contribution, or
22 the payment by any person other than a candidate or committee, of compensation
23 for the personal services of another person which are rendered to the candidate
24 or committee for the purpose of influencing a candidate, committee, or political
25 party's campaign.

26 (1) Funds Expended. Every candidate or organization shall record
27 all cash transactions spent in aid of their campaign. The record shall be an

1 itemized accounting of the cash amount spent, name and address of the
2 payee, and the date and purpose for each expenditure.

3 (2) Incurred Expenditures. Every candidate or organization shall
4 make a detailed accounting of all promises or agreements to purchase. The
5 most current balance of all monetary liabilities (short and long term) shall
6 be recorded in accordance with this section.

7 (3) Non-monetary Expenditures. Non-monetary expenditures are
8 gifts, consumption or use of non-monetary contributions, promises or
9 agreements to make an expenditure other than cash, or payments, by any
10 person other than a candidate or committee, or compensation for the
11 personal services of another person, which are rendered to the candidate or
12 committee without charge other than volunteer campaign services.

13 (4) Earmarked Expenditures. All cash or non-monetary expenditures
14 made by the candidate or organization on the condition that funds be
15 expended for certain candidates, issues, or questions.

16 All earmarked expenditures shall be reported by the total amount
17 earmarked, the ultimate receipt of earmarked funds, the name and address
18 of the donor, the description of the contribution, date and name(s) of
19 sharing candidates, issues, or questions.

20 (5) Transfer of Campaign Contributions. Any candidate or
21 committee that draws upon campaign funds to contribute to another
22 candidate or committee shall report the expenditure to include the name
23 and address of the candidate or committee the funds were expended to, the
24 purpose of the expenditure (e.g. birthday fundraiser, ½ payment for
25 billboard ad, etc.), and the date the expenditure was made.

1 Any transfer of campaign contributions from one candidate or
2 committee to another shall nonetheless be in accordance with 3 GCA §
3 17110.

4 **§ 3104. Recordkeeping.**

5 All candidates and committees shall be required to keep a detailed accounting
6 and comprehensive record of all receipts and checks issued and received, deposit
7 slips and bank statements for the candidate, committee, or organization and shall
8 provide the records to the Commission upon request.

9 **§ 3105. Amending Reports.**

10 Any candidate, committee or organization may amend a report already
11 submitted, and the amended report will stand in lieu of the report being corrected,
12 provided that the amended report is certified pursuant to 3 GCA § 17103.

13 **§ 3106. Electronic Reports.**

14 All candidates and committees shall be required to submit an electronic
15 version of each certified report in the format prescribed by the Commission.

16 **§ 3107. Temporary Acceptance or Rejection of Reports; Opportunity to**
17 **Cure Deficiencies.**

18 (a) Submission and Review. All campaign finance reports required under
19 3 GCA Chapter 17 shall be submitted by the deadlines prescribed in law or
20 regulation and must contain all required information, including certifications
21 and supporting details.

22 (b) Temporary Rejection of Reports. The Commission shall reject a report
23 for filing under the following conditions:

- 24 (1) The report lacks the required certification(s) under 3 GCA §§
25 17103 and 17114;
26 (2) The report is materially incomplete, omits required schedules, or
27 is not signed by the candidate, treasurer, or party representative;

1 (3) The report is submitted in a format not authorized by the
2 Commission.

3 The Commission shall notify the filer in writing of the reason for rejection within
4 five (5) business days of submission.

5 (c) Temporary Acceptance with Notice of Deficiency. If a submitted report
6 contains errors or minor deficiencies that do not render it invalid, the Commission
7 may provisionally accept the report for the purpose of compliance deadlines,
8 provided that:

9 (1) The filer is notified in writing of the deficiency; and

10 (2) The filer is provided a cure period of seven (7) business days to
11 submit a corrected report and written explanation.

12 (d) Cure Period and Good Faith Effort.

13 (1) If the deficiency is corrected within seven (7) business days, and
14 a written explanation is submitted, no fine shall be imposed.

15 (2) If the deficiency is corrected after seven (7) business days, a fine
16 of \$50 per business day shall apply from the eighth day forward
17 until the correction is made.

18 (3) If no correction or written explanation is received within fifteen
19 (15) business days of the notice, the filer shall be deemed
20 noncompliant and shall be subject to a fine of \$500.

21 (e) Appeal. A filer may appeal the determination of a material deficiency
22 or rejection by submitting a written appeal to the Commission within five (5)
23 business days of receiving notice. The Commission shall issue a written
24 decision within ten (10) business days of receipt of the appeal.

25 (f) Final Determination. A report shall not be deemed "filed" for statutory
26 or regulatory purposes until it has been accepted without material deficiency or

1 accepted provisionally with all deficiencies cured within the applicable
2 timeframe.

3 **§ 3108. Dissolution of Organizations.**

4 (a) When to dispose after dissolution. All candidates and committees, with
5 the exception of political parties, shall dispose any organizational residual
6 contributions by the twentieth (20th) day after activities cease for the campaign
7 for which the Organization was established.

8 (b) How to dispose. All candidates who withdraw or cease to be candidates,
9 or committees directly associated with these candidates, or persons who receive
10 contributions but fail to file for nomination, or committee or parties which
11 discontinue their campaign activities outlined in 3 GCA Chapter 17, shall return
12 any residual contributions to the political party of the person or candidate or to
13 the campaign committee of a person of the same party who is a candidate for the
14 same office as the person who has ceased to receive contributions or to be a
15 candidate. Any organization or candidate not affiliated with a political party shall
16 escheat any residual contributions to the Government of Guam. Each candidate,
17 committee, or organization shall file their disposition with the Guam Election
18 Commission using the Report for Dissolution form. This report shall disclose the
19 manner in which all funds were expended and/or returned.

20 (c) Upon filing their Report for Dissolution, each candidate, committee, or
21 organization shall:

22 (1) If seeking reelection, submit a bank account statement indicating
23 the ending balance at the time in which the Report for Dissolution is
24 being filed; or

25 (2) If not seeking reelection, submit a bank account statement
26 indicating that the bank account has been closed and the ending balance
27 at the time in which the Report for Dissolution is being filed.

1 **§ 3109. Complaints and Investigation**

2 (a) Investigation. The Guam Election commission may conduct
3 investigations on the alleged violation and may subpoena any person, documents,
4 or relevant materials pertaining to the case.

5 (b) Appeal of Findings. The appeal of any finding made by the Guam
6 Election Commission relative to the filing of a report may be made by an
7 interested party. The complaint shall be in writing and shall be signed under oath
8 by the complainant.

9 (c) Confidential. Until the determination of probable cause by the Election
10 Commission, all proceedings, including the filing of the complaint, investigation,
11 and hearing shall be confidential, unless the person complained against requests
12 an open session. In the event the Election Commission determines that probable
13 cause does not exist, the complaint shall be dismissed, and the entire records of
14 the proceedings shall be kept confidential at the option of the person complained
15 against.

16 (d) Informal Hearing. All interested party(s) shall be granted an informal
17 hearing within fifteen (15) days from receipt of a complaint, on any matter
18 relevant to the filing of the report.

19 (e) Formal Hearing. Should an informal hearing prescribed in § 3104 (d)
20 of this chapter fail to resolve the matter, a formal hearing shall be granted within
21 twenty (20) days thereafter.

22 **§ 3110. Advisory Opinions**

23 (a) Purpose. Any person may request a written advisory opinion from the
24 Guam Election Commission (GEC) regarding the application or interpretation of
25 any provision under Chapter 17 of Title 3 Guam Code Annotated or any rule
26 adopted thereunder. Advisory opinions are intended to promote voluntary

1 compliance and to provide clarity on legal obligations relating to campaign
2 finance activity.

3 (b) Submission of Request. Requests must be submitted in writing and
4 must include:

5 (1) the name and contact information of the requester;

6 (2) a complete and accurate statement of all relevant facts;

7 (3) the specific legal question or regulation at issue; and

8 (4) any documents or supporting material necessary for evaluation.

9 (c) Timeline for Issuance. Upon receipt of a complete request, the
10 Commission shall adhere to the following timeline:

11 (1) Acknowledge receipt within three (3) business days;

12 (2) Complete a legal review and prepare a draft advisory opinion
13 within fifteen (15) business days;

14 (3) Finalize and adopt the advisory opinion by majority vote of the
15 Commission within thirty (30) calendar days of receipt of the
16 request;

17 (4) Issue the final advisory opinion to the requester and publish it
18 within three (3) business days of adoption.

19 (d) Legal Effect.

20 (1) A person who reasonably and in good faith relies on a published
21 advisory opinion issued by the Commission shall be deemed to be
22 in compliance with the applicable provision of law, provided the
23 material facts are the same as those presented in the request.

24 (2) Advisory opinions shall not be legally binding in a court of law but
25 shall be given deference by the Commission in any enforcement
26 action.

1 (3) Advisory opinions may be modified or rescinded prospectively by
2 majority vote of the Commission. Notice of such modification shall
3 be publicly posted.

4 (e) Expedited Opinions. The Commission may issue an expedited
5 advisory opinion within ten (10) business days upon a showing of urgency
6 related to upcoming campaign activity or election deadlines. A written
7 justification for the expedited review must be submitted with the request.

8 (f) Public Archive. The Commission shall maintain an online archive of
9 all final advisory opinions, indexed by topic, date, and statutory reference.
10 Advisory opinions shall be public records, unless the Commission determines
11 that publication would violate privacy or confidentiality laws.

12 **§ 3111. Review of Reports.**

13 The Guam Election Commission shall establish a standard of review and
14 perform its review of all campaign reports submitted by said standard. The
15 Commission's review of each candidate, committee, and organization shall
16 remain confidential until the completion of review. If the Commission finds that
17 the candidate, committee, or organization had committed any violation of
18 Chapter 17, said violations shall be reported to the Board of Commissioners and
19 the candidate, committee, or organization shall be subject to the schedule of fines
20 specified in § 3110 under the authority of 3 GCA § 17102 (h).

21 **§ 3112. Hearing Procedures and Timelines for Enforcement Actions.**

22 (a) Applicability. This section governs all hearings conducted by the Guam
23 Election Commission (GEC) relating to enforcement of campaign finance laws
24 under 3 GCA Chapter 17, including fines, deficiencies, violations, or challenges
25 arising from the filing or review of reports.

26 (b) Notice of Violation. If the Commission determines there is a potential
27 violation, it shall issue a written Notice of Violation to the respondent, stating:

- (1) The nature of the alleged violation;
- (2) The facts or findings supporting the determination;
- (3) The proposed fine or corrective action;
- (4) The right to request an informal or formal hearing;
- (5) The deadline to request a hearing, which shall be ten (10) business days from receipt of notice.

(c) Informal Hearing.

- (1) If requested, an informal hearing shall be scheduled within fifteen (15) business days of the request.
- (2) The informal hearing shall be non-adversarial, and parties may appear with or without counsel.
- (3) The hearing officer (or designated GEC staff) may attempt to mediate or resolve the matter.
- (4) A summary of the informal hearing shall be recorded and placed in the Commission's enforcement file.

(d) Formal Hearing.

- (1) If the matter is not resolved informally, a formal hearing shall be scheduled within twenty (20) calendar days following the conclusion of the informal process, or upon direct request by the respondent.
- (2) The respondent shall be given at least ten (10) calendar days' written notice of the date, time, and place of the hearing.

(e) Due Process Rights. At the formal hearing, the respondent shall have the right to:

- (1) Be represented by counsel;

- (2) Present evidence and witnesses;
- (3) Cross-examine witnesses;
- (4) Submit written legal or factual arguments;
- (5) Receive a written decision based on the record.

(f) Hearing Record. All formal hearings shall be recorded or transcribed, and the record shall include all documents, pleadings, exhibits, and the decision of the Commission. The record shall be retained in accordance with GEC recordkeeping policy.

(g) Commission Decision. The Commission shall issue a written decision within fifteen (15) business days after the formal hearing concludes. The decision shall:

- (1) Include findings of fact and conclusions of law;
- (2) State whether the violation is sustained;
- (3) Specify any fine, corrective action, or dismissal;
- (4) Be served upon the respondent by certified mail or personal delivery.

(h) Finality and Appeal. A final decision by the Commission may be appealed pursuant to the procedures set forth in the Administrative Adjudication Law, 5 GCA § 9240, et seq., within the time period provided by law.

(i) Extensions and Continuances. Upon good cause shown, the Commission may grant one or more continuances of the deadlines provided herein, provided such extensions do not prejudice the rights of the respondent.

§ 3113. Exceeding Contribution Limits.

(a) Contribution Limits. No person shall make aggregate contributions in excess of one thousand dollars (\$1,000.00) to any one (1) candidate, candidate committee, or agent in a calendar year for a primary election, and no person shall

1 make aggregate contributions in excess of one thousand dollars (\$1,000.00) for a
2 general or special election. A primary and a general election are considered
3 separate elections.

4 (b) Responsibility to Monitor. Each candidate or committee treasurer is
5 responsible for monitoring and aggregating all contributions received from each
6 donor during each election to ensure compliance with the above limits.
7 Contributions must be tracked cumulatively across all reporting periods for the
8 election.

9 (c) Rejection or Return of Excess Contributions. If a candidate or
10 committee receives a contribution that exceeds the legal limit:

11 (1) The excess portion of the contribution shall be returned to the donor
12 within five (5) business days of identification;

13 (2) A written explanation and copy of the return transaction (e.g., check,
14 receipt) shall be filed with the Guam Election Commission (GEC)
15 within ten (10) business days of the return.

16 (d) Treatment of Non-Monetary Contributions. The fair market value of
17 any non-monetary contribution shall be included in calculating whether the
18 contribution limit has been exceeded. Discounts or services provided at below-
19 market value may be deemed contributions unless demonstrably offered on equal
20 terms to the general public.

21 (e) Violations and Penalties. Violations of this section are subject to the
22 following fines, pursuant to 3 GCA § 17113 and the fine schedule adopted
23 under 3 GCA § 17102(h):

<u>Excess Amount</u>	<u>Fine Imposed</u>
<u>\$1 to \$250</u>	<u>\$100</u>

<u>Excess Amount</u>	<u>Fine Imposed</u>
<u>\$251 to \$500</u>	<u>\$200</u>
<u>\$501 to \$1,000</u>	<u>\$350</u>
<u>\$1,001 to \$3,000</u>	<u>\$500</u>
<u>\$3,001 to \$4,999</u>	<u>\$750</u>
<u>\$5,000 or more</u>	<u>\$1,000</u>

1 Fines may be imposed on both the donor and the recipient committee. The
2 Commission may also order the escheatment of any unreturned excess
3 contributions to the Government of Guam.

4 (f) Exception – Good Faith Reliance. No fine shall be imposed if a
5 candidate or committee can demonstrate to the Commission’s satisfaction that:

6 (1) The excess contribution was received due to a bona fide clerical or
7 reporting error;

8 (2) The contribution was returned promptly upon discovery; and

9 (3) The committee had a system in place for tracking contributions.

10 (g) Notification and Appeals. The Commission shall notify the candidate
11 or committee in writing of any violation and proposed fine. The candidate or
12 committee may submit a written appeal or request a hearing within ten (10)
13 business days of receiving such notice.

14 **§ 3114. Fines.**

15 Any person, corporation, organization, or association who willfully violates
16 any provisions in 3 GCA Chapter 17 shall be fined in accordance with the
17 schedule of fines stipulated herein. Fines shall be administered by the completion
18 of each quarterly review and shall only be imposed on offenses for which the
19 candidate or committee has been given an initial written notification via certified

mail relative to the specified offense. In the case of a candidate committee, the fine(s) shall be jointly owed by the candidate and named treasurer(s). For all other committees, the fine(s) shall be jointly owed by the named treasurer(s) and chairman. Fines collected under this section shall be payable to the Treasurer of Guam to be deposited into the Guam Election Commission revenue account.

<u>SCHEDULE OF FINES</u>		
<u>I. REGISTRATION</u>		
<u>A. Electronic Filing Form</u>	<u>Not Filed</u> Reports shall be considered Not Filed when it has surpassed 5 business days from reporting deadline.	<u>Late File or Not Amended/Corrected</u>
	\$300	\$25/business day past deadline date
<u>B. Organizational Report</u> 3 GCA § 17106	\$1,000	\$100/business day past threshold date
<u>C. Amended Organizational Reports</u> 3 GCA § 17107 (b)	\$500	\$50/business day past deadline date
<u>II. REPORTING</u>		
<u>A. Quarterly Reports</u> 3GCA § 17116 (a) & (b)	<u>Not Filed</u> Reports shall be considered Not Filed when it has surpassed 5 business days from reporting deadline.	<u>Late File or Not Amended/Corrected</u>
	\$500	\$50/business day past deadline date
<u>B. Preliminary and Final Election Reports</u> 3 GCA § 17116 (a)	\$500	\$50/business day past deadline date

C. Filing Substantially Defective or Deficient Reports

*Requires notification to Candidate/Committee by first class mail 3 GCA § 17102 (a)

- No fine shall be imposed if the deficient report is corrected, and a written explanation is provided within 7 business days from the date of notice
- \$50 per business day shall be imposed if the deficient report is corrected and a written explanation is provided *after* 7 business days from date of notice:
- \$500 shall be imposed if the deficient report is not corrected and no written explanation is provided *after* 15 business days from date of notice

D. Reports Not Certified 3 GCA §§ 17103 & 17114

- The GEC shall only receive reports containing the required certifications:
 - o Candidate Committees: the GEC shall *not* receive reports that are *not* certified as correct by both the candidate and the treasurer.
 - o All Other Committees: the GEC shall *not* receive reports that are *not* certified as correct by the party, or committee treasurer, or the deputy treasurer, or the chairman, thereof, in that order.
- The GEC may accept a report *pending* the respective certification of the candidate, treasurer, and/or chairman upon written request if they are physically unable to certify a report, provided that the report is certified prior to the GEC's quarterly review of reports.

E. False Reports

\$1,000

III. FINANCIAL INSITUATION

A. Failure to Report All Banks, Safety Deposit Boxes, or Other Depositories and Applicable Account Numbers in Organizational Report

\$100

B. Failure to Make Timely Deposit(s) of Contribution(s) 3 GCA § 17109 (a)

\$100

IV. CONTRIBUTIONS

<u>All contributions made and/or received in violation of Chapter 17 of Title 3 GCA shall be subject to the fines listed below and, unless otherwise stated, be escheat to the Government of Guam.</u>			
A. <u>Improper Transfer of Contributions/Funds</u> <u>3 GCA § 17110 (a)(2)</u>	<u>\$100 + Return of contribution to donor committee</u>		
B. <u>False Name Contribution</u> <u>3 GCA § 17112</u>	<u>\$1,000</u>		
C. <u>Anonymous Contribution</u> <u>3 GCA § 17111(c)</u>	<u>Any anonymous contributions received and not allowed by 3 GCA § 17111 shall be returned to the donor. If the donor cannot be identified, the contribution shall escheat to the Government of Guam.</u>		
D. <u>Excess/Unallowed Corporate Contributions, or Unallowed Bank & Labor Organization Contribution</u> <u>3 GCA § 17113 (b)</u>	<u>Bank, Corporation, or Labor Organization</u>	<u>Bank/Corporation/ Labor Organization Officer or Director</u>	<u>Recipient</u>
	<u>\$5,000</u>	<u>\$1,000</u>	<u>\$1,000</u>
E. <u>Excess Contributions from Individuals</u> <u>3 GCA § 17113 (a)</u>	<u>Amount Exceeding Contribution Limit</u>		<u>Fine Imposed</u>
	<u>\$1 to \$250</u>		<u>\$100</u>
	<u>\$251 to \$500</u>		<u>\$200</u>
	<u>\$501 to \$1,000</u>		<u>\$350</u>
	<u>\$1,001 to \$3,000</u>		<u>\$500</u>
	<u>\$3,001 to \$4,999</u>		<u>\$750</u>
	<u>\$5,000 or more</u>		<u>\$1,000</u>
F. <u>Fail to Report Contribution</u> <u>3 GCA § 17109</u>	<u>\$250 per contribution not reported</u>		

G. <u>Failure to Issue Receipts</u> 3 GCA § 17109 (d)		<u>\$50 per contribution of more than \$250 accepted without issuance of receipt</u>
V. <u>EXPENDITURES</u>		
A. <u>Prohibited Use of Campaign Funds</u> 3 GCA § 17110 (a)(1)	<u>50% of prohibited amount + personal reimbursement to the campaign</u>	
B. <u>Advertisements</u> 3 GCA § 17120 (e)	<u>\$50/advertisement that lacks required disclosures</u> <u>-Not to exceed aggregate amount of \$5,000</u>	
C. <u>Failure to Report Expenditure</u> 3 GCA §§ 17116(c) & 17118 (a)(3)	<u>\$250 per expenditure(s) not reported</u>	
VI. <u>DISSOLUTION</u>		
A. <u>Disposition of Campaign Funds</u>	<u>Filed Within 20 days After Activities Cease</u>	<u>Filed After 20 days After Activities Cease</u>
	<u>N/A</u>	<u>\$50/business day</u>
VII. <u>OTHER</u>		
A. <u>Recordkeeping</u>	<u>\$1,000 (if no records, receipts, bills, invoices, etc.)</u>	

§ 3115. Procedures for Documenting Efforts to Identify Donors prior to Escheatment.

(a) Duty to Attempt Donor Identification. Before any campaign contribution may be escheated to the Government of Guam due to donor anonymity or excess contribution violations, the candidate, committee, or treasurer must make a good faith effort to identify the donor and return the contribution.

1 **(b) Documented Steps Required.** The following steps, at a minimum, shall
2 be taken and documented by the candidate or committee in attempting to identify
3 an anonymous donor or return excess contributions:

4 (1) Review of Records: Examine all contribution logs, sign-in sheets,
5 event attendance lists, and online payment receipts for any
6 indication of the donor's identity.

7 (2) Bank Inquiry: If the contribution was made by check, money order,
8 or other traceable instrument, contact the financial institution to
9 determine the name associated with the instrument, to the extent
10 permitted by law.

11 (3) Public Notice (Optional for Contributions $\geq$ \$250): If internal
12 records do not yield identifying information and the contribution
13 exceeds two hundred fifty dollars (\$250.00), the candidate or
14 committee may post a notice on their campaign website or social
15 media account requesting the donor to come forward.

16 (4) Attempted Return: If partial identifying information (e.g., first name
17 or initials) is available, attempt to return the funds via available
18 mailing address, email, or contact number.

19 **(c) Required Documentation.** The candidate or committee must prepare
20 and retain a written memorandum outlining:

21 (1) The amount and date of the contribution;

22 (2) A description of the form of contribution (e.g., cash, check,
23 online);

24 (3) Each step taken to identify the donor;

25 (4) The result of each step;

26 (5) Whether the contribution was ultimately returned or escheated;

1 (6) A copy of any public notice or correspondence related to the
2 return.

3 (d) Submission to GEC. If the contribution cannot be returned, a copy of
4 the written memorandum, along with the escheated amount payable to the
5 Treasurer of Guam, must be submitted to the Guam Election Commission within
6 fifteen (15) business days of concluding the identification efforts.

7 (e) Escheatment. If the donor cannot be identified after completion of the
8 above process, the funds shall be escheated to the Government of Guam in
9 accordance with 3 GCA § 17111(c). No such contribution shall be retained or
10 used by the candidate or committee.

11 **§ 3116. Rule Amendments.**

12 (a) Petition for Adoption of Rules. Any person may petition the Guam
13 Election Commission requesting the promulgation, amendment, or repeal of any
14 rule. Said petition shall be in writing and should fully state reasons and factual
15 basis for such request. The adoption of any promulgation, amendment, or repeal
16 of any rule shall be in accordance with the Administrative Adjudication Process
17 stipulated in 5 GCA Chapter 9.

18 (b) Public Hearing. In the event a petition made is granted, a public hearing
19 on the matter shall be conducted within thirty (30) days of receipt of such petition
20 as provided by the Administrative Adjudication Law (5 GCA Chapter 9, Article
21 3).

22 **Section 3. Adoption.** The updated Guam Election Commission
23 Organizational Report form attached herewith as Exhibit A, the Election
24 Campaign Contributions and Expenditures Report form attached herewith as
25 Exhibit B, and the Report of Dissolution form, attached herewith as Exhibit C are
26 hereby adopted by *I Liheslaturan Guåhan* pursuant to Chapter 17, Title 3, Guam

1 Code Annotated and Chapter 9, Title 5, Guam Code Annotated, the
2 Administrative Adjudication Law.

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

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 189-38 (COR)

As Amended by the Committee on Economic Investment, Military Buildup,
Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Introduced by:

Telo T. Taitague

AN ACT TO *REPEAL* AND *REENACT* CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that, in accordance with 5 GCA § 9303 (a), the Guam Election Commission (GEC) proposed updates to Chapter 3, Title 6 of the Guam Administrative Rules and Regulations, which were approved by the Commission during its Board meeting held on April 14, 2025. In compliance with the Guam Administrative Adjudication Law (5 GCA Chapter 9), the approved updates were subsequently submitted to the Office of *I Magan'hågan Guåhan* and the Office of the Attorney General on June 27, 2025.

Following their review, both offices approved the proposed updates. The Office of the Attorney General found the revisions to be constitutional, consistent with statutory authority, and in substantial compliance with the Guam Administrative Adjudication Law. While the agency record met most requirements including public hearing notices, transcripts, and cost impact documentation, it

1 lacked proof of website posting and advance availability of the cost assessment.
2 Despite these technical gaps, the Attorney General concluded that GEC substantially
3 complied with the law and recommended either holding another public hearing or
4 proceeding with approval.

5 The approved updates were later transmitted to the Office of the Speaker on
6 September 2, 2025. Upon receipt, the proposed updates were referred to the
7 Committee on *Economic Investment, Military Buildup, Regional Relations,*
8 *Technology, Regulatory Affairs, Justice, Elections, and Retirement*
9 on September 11, 2025. In accordance with 5 GCA § 9303 (b), the Committee
10 introduced the measure on September 12, 2025, and subsequently scheduled a public
11 hearing to receive testimony on the proposed updates to Chapter 3, Title 6 of the
12 Guam Administrative Rules and Regulations.

13 Therefore, it is the intent of *I Liheslaturan Guåhan* to formally adopt the
14 revised rules and regulations, along with the attached Exhibits A, B, and C.

15 **Section 2.** Chapter 3, Title 6, Guam Administrative Rules and Regulations, is
16 hereby *repealed* and *reenacted* to read:

17 **CHAPTER 3**

18 **~~ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES~~**

19 ~~§ 3101.—— Purpose and Scope of Rules.~~

20 ~~§ 3102.—— Dissolution of Organizations.~~

21 ~~§ 3103.—— Contents of Report.~~

22 ~~§ 3104.—— Complaints, Investigation and Rule Amendments.~~

23 ~~§ 3105.—— Fines.~~

24 ~~§ 3106.—— Specific Instructions for Organizational Report and Campaign~~

25 ~~—— Contribution and Expenditures Report.~~

26 **~~§ 3101. Purpose and Scope of Rules. Purpose.~~**

27 ~~The purpose and intent of these rules and regulations are to~~

1 ~~implement Chapter 17 of 3 GCA, as amended, cited as Election~~
2 ~~Campaign Contributions and Expenditures.~~

3 **~~§ 3102. Dissolution of Organizations.~~**

4 ~~(a) When to dispose after dissolution. Candidates, committees or~~
5 ~~political parties shall dispose any organizational residual contributions by~~
6 ~~the twentieth (20th) day after activities cease.~~

7 ~~(b) How to dispose. Any organization or candidate not affiliated~~
8 ~~with a political party shall escheat any residual contributions to the~~
9 ~~Government of Guam. Each candidate, committee or organization~~
10 ~~official shall file their disposition with the Guam Election Commission~~
11 ~~using the Organizational Report Form. This report shall be a detailed~~
12 ~~accounting of all funds expended and returned.~~

13 **~~§ 3103. Contents of Report.~~**

14 ~~Pursuant to 3 GCA Chapter 17, and the Administrative Adjudication~~
15 ~~Law, the Organizational Report and Election Campaign Contributions~~
16 ~~and Expenditures Report forms, and accompanying instructions thereto,~~
17 ~~are herein incorporated as Appendix A and B, respectively, to these rules~~
18 ~~and regulations. Said appendices, not in conflict or inconsistent with 3~~
19 ~~GCA Chapter 17 shall govern the contents of reports filed pursuant to the~~
20 ~~Election Campaign Contributions and Expenditure Chapter.~~

21 **~~§ 3104. Complaints, Investigation and Rule Amendments.~~**

22 ~~(a) Correction of Report. Correction of information contained in a~~
23 ~~report filed pursuant to the Election Campaign Contributions and~~
24 ~~Expenditures Chapter may be made at any time upon the findings by the~~
25 ~~Guam Election Commission that the correction is not the product of a~~
26 ~~knowing or willful misrepresentation or omission made in a prior report.~~

27 ~~(b) Investigation. The Guam Election Commission may conduct~~

1 ~~investigations on the alleged violation and may subpoena any person,~~
2 ~~documents, or relevant materials pertaining to the case.~~

3 ~~(c) Appeal of Findings. The appeal of any finding made by the~~
4 ~~Guam Election Commission relative to the filing of a report may be~~
5 ~~made by an interested party. The complaint shall be in writing and shall~~
6 ~~be signed under oath by the complainant.~~

7 ~~(d) Confidential. Until the determination of probable cause by the~~
8 ~~Election Commission, all proceedings, including the filing of the~~
9 ~~complaint, investigation, and hearing shall be confidential, unless the~~
10 ~~person complained against, request an open session. In the event the~~
11 ~~Election Commission determines that probable cause does not exist, the~~
12 ~~complaint shall be dismissed and the entire records of the proceedings~~
13 ~~shall be kept confidential at the option of the person complained against.~~

14 ~~(e) Informal Hearing. All interested party(s) shall be granted an~~
15 ~~informal hearing within fifteen (15) days from receipt of a complaint, on~~
16 ~~any matter relevant to the filing of the report.~~

17 ~~(f) Formal Hearing. Should an informal hearing prescribed in §~~
18 ~~3104(e) of this chapter fail to resolve a matter, a formal hearing shall be~~
19 ~~granted within twenty (20) days thereafter.~~

20 ~~(g) Advisory Opinion. Any person may request in writing for an~~
21 ~~advisory opinion regarding compliance with the requirements of this~~
22 ~~Chapter.~~

23 ~~(h) Petition for Adoption of Rules. Any person may petition the~~
24 ~~Guam Election Commission requesting the promulgation, amendment, or~~
25 ~~repeal of any rule. Said petition shall be in writing and should fully state~~
26 ~~reasons and factual basis for such a request. The adoption of any~~
27 ~~promulgation, amendment, or repeal of any rule shall be in accordance~~

1 ~~with the Administrative Adjudication Process 5 GCA Chapter 9.~~

2 ~~(i) Public Hearing. In the event a petition made is granted a public~~
3 ~~hearing on the matter shall be conducted within thirty (30) days of~~
4 ~~receipt of such petition as provided by Administrative Adjudication Law~~
5 ~~(5 GCA Chapter 9, Article 3).~~

6 **~~§ 3105 Fines.~~**

7 ~~Any person, corporation, organization, or association who willfully~~
8 ~~violates any provisions in 3 GCA Chapter 17 shall be fined not less than~~
9 ~~one thousand dollars (\$1,000). Fines collected under this section shall be~~
10 ~~payable to the Treasurer of Guam to be deposited into the Guam Election~~
11 ~~Commission revenue account.~~

12 **~~§ 3106. Specific Instructions for Organizational Report and~~**
13 **~~Campaign Contribution and Expenditures Report.~~**

14 ~~(a) Name of Candidate, Committee, or Party. The name of a~~
15 ~~candidate or the official name of a committee, political party, or~~
16 ~~association should be clearly indicated. [3 GCA § 17107]~~

17 ~~—(1) A candidate is an individual who seeks nomination or~~
18 ~~election into office by filing nomination papers or consents to have~~
19 ~~a declaration of nomination for office held on his behalf; receives~~
20 ~~contributions of more than one hundred dollars (\$100.00) or incurs~~
21 ~~any expenditures to bring about his nomination or election to office;~~
22 ~~or gives consent to any other person to receive contributions or~~
23 ~~makes expenditures to aid his nomination or election to office. [3~~
24 ~~GCA § 17101(c)]~~

25 ~~—(2) A committee is any individual, partnership, corporation,~~
26 ~~association, or organization that accepts contributions or makes~~
27 ~~expenditures for or against any individual, candidate or group of~~

1 candidates or any question or issue which is to appear on the ballot
2 at the next applicable election. [3 GCA § 17101(e)]

3 —(3) A political party is an organization that has filed with the
4 Guam Election Commission under uniform regulations required by
5 Title 3 GCA.

6 (b) —Treasurers. Each organization shall appoint one (1) official
7 ———campaign treasurer and may appoint up to five (5) deputy campaign
8 ———treasurers. Each treasurer shall be authorized to receive contributions or
9 make expenditures on behalf of the candidate, committee, or political
10 ———party. A candidate may also be a campaign treasurer. [3 GCA §§
11 ———17107(a)(2) and 17108(a)]

12 All transactions received or expended must be recorded and
13 —accounted for, in the report format required by the Guam Election
14 —Commission. [3 GCA § 17108(e)]

15 —(c) —Chairpersons. The chairperson and deputy chairperson shall
16 —serve as the two (2) highest ranking officials of the organization.

17 —(d) —Financial Institutions. Each organization shall keep a
18 —comprehensive financial record of its transactions with any number of
19 —financial institutions it does business with. A detailed accounting of all
20 —transactions, safety deposit boxes, deposits, loans, and all applicable
21 —account numbers shall be reported to the Commission. [3 GCA § 17109] —

22 —All monetary contributions shall be promptly deposited in a
23 —financial depository duly authorized to do business in Guam such as a
24 —bank, savings and loan or industrial loan company, or similar financial
25 —institution, in the name of the candidate, committee, or political party,
26 —whichever is applicable. [3 GCA § 17107(a)(4) and § 17109(a)]

~~————(e) Contributions. Means a gift, subscription, loan, advance, deposit of money or anything of value, or cancellation of a debt or legal obligation, or payment or compensation for personal services which are rendered without charge or at an unreasonably low charge (not including volunteer campaign services), or a contract, promise, or agreement to make a contribution for the purposes of influencing a candidate's campaign or an issue's outcome. [3 GCA § 17101(f)]~~

~~————(1) Cash Contributions. All monetary contributions shall be promptly deposited in a financial institution. Each candidate or organization shall establish an itemized record showing the names, addresses and dates of every individual who donates a cumulative amount of one hundred dollars (\$100.00) or more. No candidate or organization shall accept Two Hundred Fifty Dollars (\$250.00) in cash without issuing a receipt and keeping a record of the transaction. [3 GCA § 17109 (a)(b) and (d)]~~

~~————Each candidate or organization shall report the names, dates and addresses of each individual who has donated a cumulative amount of at least one hundred dollars (\$100.00) or more to the campaign. (Do not include multi-candidate contributions in this section). [3 GCA § 17109(b)]~~

~~————(2) Aggregate Contributions. Each candidate or organization shall report fundraising activities, wherein the cost per person or ticket is not more than twenty five dollars (\$25.00). Each such aggregate contribution shall be reported by the cash amount received, description of the means (i.e., birthday, rallies, etc.), method (i.e., cost of one ticket, etc.), place and date. [3 GCA § 17109(b)]~~

1 ~~—————(3) Other Cash Contributions. All other monetary~~
2 ~~contributions received and not reported in the aforementioned~~
3 ~~categories shall be reported in accordance with this section. Each~~
4 ~~such contribution shall be reported by the cash amount received,~~
5 ~~description of the means (i.e., birthday, rallies, etc.), method (i.e.,~~
6 ~~cost of one ticket, etc.), place and date. [3 GCA § 17109(b)]~~

7 ~~—————(4) Non-monetary Contributions. Non-monetary contributions~~
8 ~~are all gifts, subscriptions, cancellations of debt, contracts, promises~~
9 ~~or agreements to make a contribution other than cash, or the~~
10 ~~payments, by any person other than a candidate or committee, or~~
11 ~~compensation for the personal services of another person, which are~~
12 ~~rendered to the candidate or committee without charge or at an~~
13 ~~unreasonably low charge, or a discount not offered to any other~~
14 ~~candidate or committee other than volunteer campaign services. [3~~
15 ~~GCA § 17101(f) and § 17109(b)]~~

16 ~~—————All non-monetary contributions shall be reported based on the~~
17 ~~fair market value of the contribution exceeding one hundred dollars~~
18 ~~(\$100.00) along with the name and address of the donor, nature of~~
19 ~~contribution and date. [3 GCA § 17109(b) and (c)]~~

20 ~~—————(5) Earmarked Contributions. Earmarked contributions are all~~
21 ~~cash or non-monetary contributions received by the candidate or~~
22 ~~organization on the condition that the funds are contributed to only~~
23 ~~certain candidates, issues, or questions. [3 GCA § 17109(f)]~~

24 ~~—————All earmarked contributions shall be reported by the total~~
25 ~~amount earmarked, the ultimate receipt of earmarked funds, the~~
26 ~~name and address of the donor, the description of the contribution,~~
27 ~~date and name(s) of sharing candidates, issues, or questions. [3~~

1 GCA § 17109(e)]

2 (f) Expenditures. Means any purchase, transfer of money or
3 ~~anything of value, promise or agreement to purchase or transfer money~~
4 ~~or anything of value, payment incurred or made, consumption of any~~
5 ~~non-monetary contribution, or the payment by any person other than a~~
6 ~~candidate or committee, of compensation for the personal services of~~
7 ~~another person which are rendered to the candidate or committee for the~~
8 ~~purpose of influencing a candidate, committee, or political party's~~
9 ~~campaign. [3 GCA § 17101(h)]~~

10 (1) Funds Expended. Every candidate or organization shall
11 ~~record all cash transactions spent in aid of their campaign. The~~
12 ~~record shall be an itemized accounting of the cash amount spent,~~
13 ~~name and address of the payee and the date and purpose for the~~
14 ~~expenditure. [3 GCA § 17114(a)]~~

15 (2) Incurred Expenditures. Every candidate or organization
16 ~~shall make a detailed accounting of all promises or agreements to~~
17 ~~purchase. The most current balance of all monetary liabilities (short~~
18 ~~and long term) shall be recorded in accordance with this section. [3~~
19 ~~GCA § 17116(e) and § 17118(a)(3)]~~

20 (3) Non-monetary Expenditures. Non-monetary expenditures
21 ~~are gifts, consumption or use of non-monetary contributions,~~
22 ~~promises or agreements to make expenditure other than cash, or~~
23 ~~payments, by any person other than a candidate or committee, or~~
24 ~~compensation for the personal services of another person, which are~~
25 ~~rendered to the candidate or committee without charge other than~~
26 ~~volunteer campaign services. [3 GCA § 17101(h)(1)]~~

27 ~~(4) Earmarked Expenditures. All cash or non-monetary~~

1 § 3115. Procedures for Documenting Efforts to Identify Donors prior to
2 Escheatment.

3 § 3116. Rule Amendments.

4 **§ 3101. Purpose and Scope of Rules.**

5 The purpose and intent of these rules and regulations are to implement
6 Chapter 17 of 3 GCA, as amended, cited as Election Campaign Contributions &
7 Expenditures.

8 **§ 3102. Contents of Report.**

9 Pursuant to 3 GCA Chapter 17, and the Administrative Adjudication Law,
10 the Organizational Report, Election Campaign Contributions and Expenditures
11 Report forms, and the Report for Dissolution, and accompanying instructions
12 thereto, are herein incorporated as Appendix A, B, and C, respectively, to these
13 rules and regulations. Said appendices, not in conflict or inconsistent with 3 GCA
14 Chapter 17 shall govern the contents of reports filed pursuant to the Election
15 Campaign Contributions and Expenditures Chapter.

16 **§ 3103. Specific Instructions for Organizational Report and Election**
17 **Campaign Contributions and Expenditures Report.**

18 (a) Name of Candidate, Committee, or Party. The name of a candidate or
19 the official name of a committee, political party, or association should be clearly
20 indicated.

21 (b) Elected Office Sought, Question, or Issue. The Organizational Report
22 shall clearly indicate:

23 (1) If a candidate or committee directly associated with a candidate,
24 the elected office sought. The elected office indicated on the
25 Organizational Report shall be effective only for the election for which the
26 individual is seeking nomination or election to office.

1 (2) If a question or issue committee, the question or issue(s) for
2 which the organization intends to receive contributions and make
3 expenditures for.

4 (c) Treasurers. Each organization shall appoint one (1) official campaign
5 treasurer and may appoint up to five (5) deputy campaign treasurers. Each
6 treasurer shall be authorized to receive contributions or make expenditures on
7 behalf of the candidate, committee, or political party. If a candidate wishes to act
8 as a campaign treasurer, it must be so noted on the Organizational Report and all
9 reports filed in accordance with 3 GCA Chapter 17 must be certified by the
10 candidate in his/her capacity as both the candidate and a campaign treasurer.

11 (d) Chairpersons. The chairperson and deputy chairperson shall serve as
12 the two (2) highest ranking officials of the organization.

13 (e) Financial Institutions. Each organization that intends or subsequently
14 receives monetary contributions shall establish a separate account at any number
15 of financial institutions. Funds received by the organization shall not be
16 commingled with personal funds of the candidate, or any other individual, and a
17 candidate committee shall nonetheless establish an account separate from his/her
18 personal one for the purpose and duration of the campaign. Any organization that
19 does not intend, and subsequently does not receive, any monetary contributions
20 shall not be required to establish an account at a financial institution.

21 Each organization shall keep a comprehensive financial record of all
22 transactions for all financial institutions it does business with. A detailed
23 accounting of all transactions, safety deposit boxes, deposits, loans, and all
24 applicable account numbers shall be reported to the Commission.

25 All monetary contributions shall be deposited only into the account(s)
26 indicated on the Organizational Report within 5 business days of receiving said
27 contributions.

1 (f) Contributions.

2 (1) Cash Contributions. All monetary contributions shall be
3 deposited in the committee's financial institution stated on the
4 Organizational Report within 5 business days of receiving said
5 contributions. The date of deposit and source of deposit shall be identified
6 for all monetary contributions received by the candidate or committee.
7 Each candidate or organization shall establish an itemized record showing
8 the names, addresses and dates of every individual who donates a
9 cumulative amount of more than one hundred dollars (\$100.00). No
10 candidate or organization shall accept more than two hundred fifty dollars
11 (\$250.00) in cash without issuing a receipt and keeping a record of the
12 transaction.

13 Each candidate or organization shall report the names, dates and
14 addresses of each individual who has donated a cumulative amount of
15 more than one hundred dollars (\$100.00) to the campaign.

16 (2) Aggregate Contributions. Each candidate or organization shall
17 report fundraising activities, wherein the cost per person or ticket is not
18 more than twenty-five dollars (\$25.00). Each such aggregate contribution
19 shall be reported by the cash amount received, description of the means
20 (e.g. birthday, rallies, etc.), method (e.g. cost of one ticket, etc.), place and
21 date. If the fundraising activity occurred over a period of time and not on
22 a specific date, the candidate or organization shall report the first date on
23 which the fundraising activity took place.

24 (3) Other Cash Contributions. All other monetary contributions
25 received and not reported in the aforementioned categories shall be
26 reported in accordance with this section. Each such contribution shall be

1 reported by the cash amount received, description of the means (e.g.
2 birthday, rallies, etc.), method (e.g. cost of one ticket, etc.), place, and date.

3 (4) Non-monetary Contributions. Non-monetary contributions are
4 all gifts, subscriptions, cancellations of debt, contracts, promises or
5 agreements to make a contribution other than cash, or the payments by any
6 person other than a candidate or committee, or compensation for personal
7 services of another person, which are rendered to the candidate or
8 committee without charge or at an unreasonably low charge, or a discount
9 not offered to any other candidate or committee other than volunteer
10 campaign services.

11 All non-monetary contributions shall be reported based on the
12 fair-market value of the contribution exceeding one hundred dollars
13 (\$100.00), along with the name and address of the donor, nature of
14 contribution and date.

15 (5) Earmarked Contributions. Earmarked contributions are all cash
16 or non-monetary contributions received by the candidate or organization
17 on the condition that the funds are contributed to only certain candidates,
18 issues, or questions.

19 All earmarked contributions shall be reported by the total amount
20 earmarked, the ultimate receipt of earmarked funds, the name and address
21 of the donor, the description of the contribution, date, and name(s) of
22 sharing candidates, issues, or questions.

23 (g) Expenditures. Means any purchase, transfer of money or anything of
24 value, promise or agreement to purchase or transfer money or anything of value,
25 payment incurred or made, consumption of any non-monetary contribution, or
26 the payment by any person other than a candidate or committee, of compensation
27 for the personal services of another person which are rendered to the candidate

1 or committee for the purpose of influencing a candidate, committee, or political
2 party's campaign.

3 (1) Funds Expended. Every candidate or organization shall record
4 all cash transactions spent in aid of their campaign. The record shall be an
5 itemized accounting of the cash amount spent, name and address of the
6 payee, and the date and purpose for each expenditure.

7 (2) Incurred Expenditures. Every candidate or organization shall
8 make a detailed accounting of all promises or agreements to purchase. The
9 most current balance of all monetary liabilities (short and long term) shall
10 be recorded in accordance with this section.

11 (3) Non-monetary Expenditures. Non-monetary expenditures are
12 gifts, consumption or use of non-monetary contributions, promises or
13 agreements to make an expenditure other than cash, or payments, by any
14 person other than a candidate or committee, or compensation for the
15 personal services of another person, which are rendered to the candidate or
16 committee without charge other than volunteer campaign services.

17 (4) Earmarked Expenditures. All cash or non-monetary expenditures
18 made by the candidate or organization on the condition that funds be
19 expended for certain candidates, issues, or questions.

20 All earmarked expenditures shall be reported by the total amount
21 earmarked, the ultimate receipt of earmarked funds, the name and address
22 of the donor, the description of the contribution, date and name(s) of
23 sharing candidates, issues, or questions.

24 (5) Transfer of Campaign Contributions. Any candidate or
25 committee that draws upon campaign funds to contribute to another
26 candidate or committee shall report the expenditure to include the name
27 and address of the candidate or committee the funds were expended to, the

1 purpose of the expenditure (e.g. birthday fundraiser, ½ payment for
2 billboard ad, etc.), and the date the expenditure was made.

3 Any transfer of campaign contributions from one candidate or
4 committee to another shall nonetheless be in accordance with 3 GCA §
5 17110.

6 **§ 3104. Recordkeeping.**

7 All candidates and committees shall be required to keep a detailed accounting
8 and comprehensive record of all receipts and checks issued and received, deposit
9 slips and bank statements for the candidate, committee, or organization and shall
10 provide the records to the Commission upon request.

11 **§ 3105. Amending Reports.**

12 Any candidate, committee or organization may amend a report already
13 submitted, and the amended report will stand in lieu of the report being corrected,
14 provided that the amended report is certified pursuant to 3 GCA § 17103.

15 **§ 3106. Electronic Reports.**

16 All candidates and committees shall be required to submit an electronic
17 version of each certified report in the format prescribed by the Commission.

18 **§ 3107. Temporary Acceptance or Rejection of Reports; Opportunity to**
19 **Cure Deficiencies.**

20 (a) Submission and Review. All campaign finance reports required under
21 3 GCA Chapter 17 shall be submitted by the deadlines prescribed in law or
22 regulation and must contain all required information, including certifications
23 and supporting details.

24 (b) Temporary Rejection of Reports. The Commission shall reject a report
25 for filing under the following conditions:

- 26 (1) The report lacks the required certification(s) under 3 GCA §§
27 17103 and 17114;

- 1 (2) The report is materially incomplete, omits required schedules, or
2 is not signed by the candidate, treasurer, or party representative;
3 (3) The report is submitted in a format not authorized by the
4 Commission.

5 The Commission shall notify the filer in writing of the reason for rejection within
6 five (5) business days of submission.

7 (c) Temporary Acceptance with Notice of Deficiency. If a submitted report
8 contains errors or minor deficiencies that do not render it invalid, the Commission
9 may provisionally accept the report for the purpose of compliance deadlines,
10 provided that:

- 11 (1) The filer is notified in writing of the deficiency; and
12 (2) The filer is provided a cure period of seven (7) business days to
13 submit a corrected report and written explanation.

14 (d) Cure Period and Good Faith Effort.

- 15 (1) If the deficiency is corrected within seven (7) business days, and
16 a written explanation is submitted, no fine shall be imposed.
17 (2) If the deficiency is corrected after seven (7) business days, a fine
18 of \$50 per business day shall apply from the eighth day forward
19 until the correction is made.
20 (3) If no correction or written explanation is received within fifteen
21 (15) business days of the notice, the filer shall be deemed
22 noncompliant and shall be subject to a fine of \$500.

23 (e) Appeal. A filer may appeal the determination of a material deficiency
24 or rejection by submitting a written appeal to the Commission within five (5)
25 business days of receiving notice. The Commission shall issue a written
26 decision within ten (10) business days of receipt of the appeal.

1 (f) Final Determination. A report shall not be deemed "filed" for statutory
2 or regulatory purposes until it has been accepted without material deficiency or
3 accepted provisionally with all deficiencies cured within the applicable
4 timeframe.

5 **§ 3108. Dissolution of Organizations.**

6 (a) When to dispose after dissolution. All candidates and committees, with
7 the exception of political parties, shall dispose any organizational residual
8 contributions by the twentieth (20th) day after activities cease for the campaign
9 for which the Organization was established.

10 (b) How to dispose. All candidates who withdraw or cease to be candidates,
11 or committees directly associated with these candidates, or persons who receive
12 contributions but fail to file for nomination, or committee or parties which
13 discontinue their campaign activities outlined in 3 GCA Chapter 17, shall return
14 any residual contributions to the political party of the person or candidate or to
15 the campaign committee of a person of the same party who is a candidate for the
16 same office as the person who has ceased to receive contributions or to be a
17 candidate. Any organization or candidate not affiliated with a political party shall
18 escheat any residual contributions to the Government of Guam. Each candidate,
19 committee, or organization shall file their disposition with the Guam Election
20 Commission using the Report for Dissolution form. This report shall disclose the
21 manner in which all funds were expended and/or returned.

22 (c) Upon filing their Report for Dissolution, each candidate, committee, or
23 organization shall:

24 (1) If seeking reelection, submit a bank account statement indicating
25 the ending balance at the time in which the Report for Dissolution is
26 being filed; or

1 (2) If not seeking reelection, submit a bank account statement
2 indicating that the bank account has been closed and the ending balance
3 at the time in which the Report for Dissolution is being filed.

4 **§ 3109. Complaints and Investigation**

5 (a) Investigation. The Guam Election commission may conduct
6 investigations on the alleged violation and may subpoena any person, documents,
7 or relevant materials pertaining to the case.

8 (b) Appeal of Findings. The appeal of any finding made by the Guam
9 Election Commission relative to the filing of a report may be made by an
10 interested party. The complaint shall be in writing and shall be signed under oath
11 by the complainant.

12 (c) Confidential. Until the determination of probable cause by the Election
13 Commission, all proceedings, including the filing of the complaint, investigation,
14 and hearing shall be confidential, unless the person complained against requests
15 an open session. In the event the Election Commission determines that probable
16 cause does not exist, the complaint shall be dismissed, and the entire records of
17 the proceedings shall be kept confidential at the option of the person complained
18 against.

19 (d) Informal Hearing. All interested party(s) shall be granted an informal
20 hearing within fifteen (15) days from receipt of a complaint, on any matter
21 relevant to the filing of the report.

22 (e) Formal Hearing. Should an informal hearing prescribed in § 3104 (d)
23 of this chapter fail to resolve the matter, a formal hearing shall be granted within
24 twenty (20) days thereafter.

25 **§ 3110. Advisory Opinions**

26 (a) Purpose. Any person may request a written advisory opinion from the
27 Guam Election Commission (GEC) regarding the application or interpretation of

1 any provision under Chapter 17 of Title 3 Guam Code Annotated or any rule
2 adopted thereunder. Advisory opinions are intended to promote voluntary
3 compliance and to provide clarity on legal obligations relating to campaign
4 finance activity.

5 (b) Submission of Request. Requests must be submitted in writing and
6 must include:

- 7 (1) the name and contact information of the requester;
8 (2) a complete and accurate statement of all relevant facts;
9 (3) the specific legal question or regulation at issue; and
10 (4) any documents or supporting material necessary for evaluation.

11 (c) Timeline for Issuance. Upon receipt of a complete request, the
12 Commission shall adhere to the following timeline:

- 13 (1) Acknowledge receipt within three (3) business days;
14 (2) Complete a legal review and prepare a draft advisory opinion
15 within fifteen (15) business days;
16 (3) Finalize and adopt the advisory opinion by majority vote of the
17 Commission within thirty (30) calendar days of receipt of the
18 request;
19 (4) Issue the final advisory opinion to the requester and publish it
20 within three (3) business days of adoption.

21 (d) Legal Effect.

- 22 (1) A person who reasonably and in good faith relies on a published
23 advisory opinion issued by the Commission shall be deemed to be
24 in compliance with the applicable provision of law, provided the
25 material facts are the same as those presented in the request.

1 (2) Advisory opinions shall not be legally binding in a court of law but
2 shall be given deference by the Commission in any enforcement
3 action.

4 (3) Advisory opinions may be modified or rescinded prospectively by
5 majority vote of the Commission. Notice of such modification shall
6 be publicly posted.

7 (e) Expedited Opinions. The Commission may issue an expedited
8 advisory opinion within ten (10) business days upon a showing of urgency
9 related to upcoming campaign activity or election deadlines. A written
10 justification for the expedited review must be submitted with the request.

11 (f) Public Archive. The Commission shall maintain an online archive of
12 all final advisory opinions, indexed by topic, date, and statutory reference.
13 Advisory opinions shall be public records, unless the Commission determines
14 that publication would violate privacy or confidentiality laws.

15 **§ 3111. Review of Reports.**

16 The Guam Election Commission shall establish a standard of review and
17 perform its review of all campaign reports submitted by said standard. The
18 Commission's review of each candidate, committee, and organization shall
19 remain confidential until the completion of review. If the Commission finds that
20 the candidate, committee, or organization had committed any violation of
21 Chapter 17, said violations shall be reported to the Board of Commissioners and
22 the candidate, committee, or organization shall be subject to the schedule of fines
23 specified in § 3110 under the authority of 3 GCA § 17102 (h).

24 **§ 3112. Hearing Procedures and Timelines for Enforcement Actions.**

25 (a) Applicability. This section governs all hearings conducted by the Guam
26 Election Commission (GEC) relating to enforcement of campaign finance laws

1 under 3 GCA Chapter 17, including fines, deficiencies, violations, or challenges
2 arising from the filing or review of reports.

3 (b) Notice of Violation. If the Commission determines there is a potential
4 violation, it shall issue a written Notice of Violation to the respondent, stating:

5 (1) The nature of the alleged violation;

6 (2) The facts or findings supporting the determination;

7 (3) The proposed fine or corrective action;

8 (4) The right to request an informal or formal hearing;

9 (5) The deadline to request a hearing, which shall be ten (10) business
10 days from receipt of notice.

11 (c) Informal Hearing.

12 (1) If requested, an informal hearing shall be scheduled within fifteen
13 (15) business days of the request.

14 (2) The informal hearing shall be non-adversarial, and parties may
15 appear with or without counsel.

16 (3) The hearing officer (or designated GEC staff) may attempt to
17 mediate or resolve the matter.

18 (4) A summary of the informal hearing shall be recorded and placed in
19 the Commission's enforcement file.

20 (d) Formal Hearing.

21 (1) If the matter is not resolved informally, a formal hearing shall be
22 scheduled within twenty (20) calendar days following the
23 conclusion of the informal process, or upon direct request by the
24 respondent.

1 (2) The respondent shall be given at least ten (10) calendar days'
2 written notice of the date, time, and place of the hearing.

3 (e) Due Process Rights. At the formal hearing, the respondent shall have
4 the right to:

5 (1) Be represented by counsel;

6 (2) Present evidence and witnesses;

7 (3) Cross-examine witnesses;

8 (4) Submit written legal or factual arguments;

9 (5) Receive a written decision based on the record.

10 (f) Hearing Record. All formal hearings shall be recorded or transcribed,
11 and the record shall include all documents, pleadings, exhibits, and the decision
12 of the Commission. The record shall be retained in accordance with GEC
13 recordkeeping policy.

14 (g) Commission Decision. The Commission shall issue a written decision
15 within fifteen (15) business days after the formal hearing concludes. The decision
16 shall:

17 (1) Include findings of fact and conclusions of law;

18 (2) State whether the violation is sustained;

19 (3) Specify any fine, corrective action, or dismissal;

20 (4) Be served upon the respondent by certified mail or personal
21 delivery.

22 (h) Finality and Appeal. A final decision by the Commission may be
23 appealed pursuant to the procedures set forth in the Administrative Adjudication
24 Law, 5 GCA § 9240, et seq., within the time period provided by law.

1 (i) Extensions and Continuances. Upon good cause shown, the
2 Commission may grant one or more continuances of the deadlines provided
3 herein, provided such extensions do not prejudice the rights of the respondent.

4 **§ 3113. Exceeding Contribution Limits.**

5 (a) Contribution Limits. No person shall make aggregate contributions in
6 excess of one thousand dollars (\$1,000.00) to any one (1) candidate, candidate
7 committee, or agent in a calendar year for a primary election, and no person shall
8 make aggregate contributions in excess of one thousand dollars (\$1,000.00) for a
9 general or special election. A primary and a general election are considered
10 separate elections.

11 (b) Responsibility to Monitor. Each candidate or committee treasurer is
12 responsible for monitoring and aggregating all contributions received from each
13 donor during each election to ensure compliance with the above limits.
14 Contributions must be tracked cumulatively across all reporting periods for the
15 election.

16 (c) Rejection or Return of Excess Contributions. If a candidate or
17 committee receives a contribution that exceeds the legal limit:

18 (1) The excess portion of the contribution shall be returned to the donor
19 within five (5) business days of identification;

20 (2) A written explanation and copy of the return transaction (e.g., check,
21 receipt) shall be filed with the Guam Election Commission (GEC)
22 within ten (10) business days of the return.

23 (d) Treatment of Non-Monetary Contributions. The fair market value of
24 any non-monetary contribution shall be included in calculating whether the
25 contribution limit has been exceeded. Discounts or services provided at below-
26 market value may be deemed contributions unless demonstrably offered on equal
27 terms to the general public.

1 (e) Violations and Penalties. Violations of this section are subject to the
2 following fines, pursuant to 3 GCA § 17113 and the fine schedule adopted
3 under 3 GCA § 17102(h):

<u>Excess Amount</u>	<u>Fine Imposed</u>
<u>\$1 to \$250</u>	<u>\$100</u>
<u>\$251 to \$500</u>	<u>\$200</u>
<u>\$501 to \$1,000</u>	<u>\$350</u>
<u>\$1,001 to \$3,000</u>	<u>\$500</u>
<u>\$3,001 to \$4,999</u>	<u>\$750</u>
<u>\$5,000 or more</u>	<u>\$1,000</u>

4 Fines may be imposed on both the donor and the recipient committee. The
5 Commission may also order the escheatment of any unreturned excess
6 contributions to the Government of Guam.

7 (f) Exception – Good Faith Reliance. No fine shall be imposed if a
8 candidate or committee can demonstrate to the Commission’s satisfaction that:

9 (1) The excess contribution was received due to a bona fide clerical or
10 reporting error;

11 (2) The contribution was returned promptly upon discovery; and

12 (3) The committee had a system in place for tracking contributions.

13 (g) Notification and Appeals. The Commission shall notify the candidate
14 or committee in writing of any violation and proposed fine. The candidate or
15 committee may submit a written appeal or request a hearing within ten (10)
16 business days of receiving such notice.

17 **§ 3114. Fines.**

Any person, corporation, organization, or association who willfully violates any provisions in 3 GCA Chapter 17 shall be fined in accordance with the schedule of fines stipulated herein. Fines shall be administered by the completion of each quarterly review and shall only be imposed on offenses for which the candidate or committee has been given an initial written notification via certified mail relative to the specified offense. In the case of a candidate committee, the fine(s) shall be jointly owed by the candidate and named treasurer(s). For all other committees, the fine(s) shall be jointly owed by the named treasurer(s) and chairman. Fines collected under this section shall be payable to the Treasurer of Guam to be deposited into the Guam Election Commission revenue account.

<u>SCHEDULE OF FINES</u>		
I. <u>REGISTRATION</u>		
A. <u>Electronic Filing Form</u>	<u>Not Filed</u> Reports shall be considered Not Filed when it has surpassed 5 business days from reporting deadline.	<u>Late File or Not Amended/Corrected</u>
	\$300	\$25/business day past deadline date
B. <u>Organizational Report</u> 3 GCA § 17106	\$1,000	\$100/business day past threshold date
C. <u>Amended Organizational Reports</u> 3 GCA § 17107 (b)	\$500	\$50/business day past deadline date
II. <u>REPORTING</u>		
A. <u>Quarterly Reports</u> 3GCA § 17116 (a) & (b)	<u>Not Filed</u> Reports shall be considered Not Filed when it has	<u>Late File or Not Amended/Corrected</u>

	<u>surpassed 5 business days from reporting deadline.</u>	
	<u>\$500</u>	<u>\$50/business day past deadline date</u>
B. <u>Preliminary and Final Election Reports</u> 3 GCA § 17116 (a)	<u>\$500</u>	<u>\$50/business day past deadline date</u>
C. <u>Filing Substantially Defective or Deficient Reports</u> <u>*Requires notification to Candidate/Committee by first class mail 3 GCA § 17102 (a)</u> - ï <u>No fine shall be imposed if the deficient report is corrected, and a written explanation is provided within 7 business days from the date of notice</u> - ï <u>\$50 per business day shall be imposed if the deficient report is corrected and a written explanation is provided <i>after</i> 7 business days from date of notice:</u> - ï <u>\$500 shall be imposed if the deficient report is not corrected and no written explanation is provided <i>after</i> 15 business days from date of notice</u>		
D. <u>Reports Not Certified 3 GCA §§ 17103 & 17114</u> - ï <u>The GEC shall only receive reports containing the required certifications:</u> ○ <u>Candidate Committees: the GEC shall <i>not</i> receive reports that are <i>not</i> certified as correct by both the candidate and the treasurer.</u> ○ <u>All Other Committees: the GEC shall <i>not</i> receive reports that are <i>not</i> certified as correct by the party, or committee treasurer, or the deputy treasurer, or the chairman, thereof, in that order.</u> - ï <u>The GEC may accept a report <i>pending</i> the respective certification of the candidate, treasurer, and/or chairman upon written request if they are physically unable to certify a report, provided that the report is certified prior to the GEC's quarterly review of reports.</u>		
E. <u>False Reports</u>	<u>\$1,000</u>	
III. <u>FINANCIAL INSITUATION</u>		

A. <u>Failure to Report All Banks, Safety Deposit Boxes, or Other Depositories and Applicable Account Numbers in Organizational Report</u>	\$100		
B. <u>Failure to Make Timely Deposit(s) of Contribution(s) 3 GCA § 17109 (a)</u>	\$100		
IV. <u>CONTRIBUTIONS</u>			
All contributions made and/or received in violation of Chapter 17 of Title 3 GCA shall be subject to the fines listed below and, unless otherwise stated, be escheat to the Government of Guam.			
A. <u>Improper Transfer of Contributions/Funds</u> 3 GCA § 17110 (a)(2)	\$100 + Return of contribution to donor committee		
B. <u>False Name Contribution</u> 3 GCA § 17112	\$1,000		
C. <u>Anonymous Contribution</u> 3 GCA § 17111(c)	Any anonymous contributions received and not allowed by 3 GCA § 17111 shall be returned to the donor. If the donor cannot be identified, the contribution shall escheat to the Government of Guam.		
D. <u>Excess/Unallowed Corporate Contributions, or Unallowed Bank & Labor Organization Contribution</u> 3 GCA § 17113 (b)	<u>Bank, Corporation, or Labor Organization</u>	<u>Bank/Corporation/ Labor Organization Officer or Director</u>	<u>Recipient</u>
	\$5,000	\$1,000	\$1,000
E. <u>Excess Contributions from Individuals</u> 3 GCA § 17113 (a)	<u>Amount Exceeding Contribution Limit</u>	<u>Fine Imposed</u>	
	\$1 to \$250	\$100	
	\$251 to \$500	\$200	
	\$501 to \$1,000	\$350	
	\$1,001 to \$3,000	\$500	

	<u>\$3,001 to \$4,999</u>	<u>\$750</u>
	<u>\$5,000 or more</u>	<u>\$1,000</u>
F. <u>Fail to Report Contribution</u> <u>3 GCA § 17109</u>	<u>\$250 per contribution not reported</u>	
G. <u>Failure to Issue Receipts</u> <u>3 GCA § 17109 (d)</u>	<u>\$50 per contribution of more than \$250 accepted without issuance of receipt</u>	
V. <u>EXPENDITURES</u>		
A. <u>Prohibited Use of Campaign Funds</u> <u>3 GCA § 17110 (a)(1)</u>	<u>50% of prohibited amount + personal reimbursement to the campaign</u>	
B. <u>Advertisements</u> <u>3 GCA § 17120 (e)</u>	<u>\$50/advertisement that lacks required disclosures</u> <u>-Not to exceed aggregate amount of \$5,000</u>	
C. <u>Failure to Report Expenditure</u> <u>3 GCA §§ 17116(c) & 17118 (a)(3)</u>	<u>\$250 per expenditure(s) not reported</u>	
VI. <u>DISSOLUTION</u>		
A. <u>Disposition of Campaign Funds</u>	<u>Filed Within 20 days After Activities Cease</u>	<u>Filed After 20 days After Activities Cease</u>
	<u>N/A</u>	<u>\$50/business day</u>
VII. <u>OTHER</u>		
A. <u>Recordkeeping</u>	<u>\$1,000 (if no records, receipts, bills, invoices, etc.)</u>	

§ 3115. Procedures for Documenting Efforts to Identify Donors prior to Escheatment.

(a) Duty to Attempt Donor Identification. Before any campaign contribution may be escheated to the Government of Guam due to donor anonymity or excess contribution violations, the candidate, committee, or

1 treasurer must make a good faith effort to identify the donor and return the
2 contribution.

3 (b) Documented Steps Required. The following steps, at a minimum, shall
4 be taken and documented by the candidate or committee in attempting to identify
5 an anonymous donor or return excess contributions:

6 (1) Review of Records: Examine all contribution logs, sign-in sheets,
7 event attendance lists, and online payment receipts for any
8 indication of the donor's identity.

9 (2) Bank Inquiry: If the contribution was made by check, money order,
10 or other traceable instrument, contact the financial institution to
11 determine the name associated with the instrument, to the extent
12 permitted by law.

13 (3) Public Notice (Optional for Contributions $\geq$ \$250): If internal
14 records do not yield identifying information and the contribution
15 exceeds two hundred fifty dollars (\$250.00), the candidate or
16 committee may post a notice on their campaign website or social
17 media account requesting the donor to come forward.

18 (4) Attempted Return: If partial identifying information (e.g., first name
19 or initials) is available, attempt to return the funds via available
20 mailing address, email, or contact number.

21 (c) Required Documentation. The candidate or committee must prepare
22 and retain a written memorandum outlining:

23 (1) The amount and date of the contribution;

24 (2) A description of the form of contribution (e.g., cash, check,
25 online);

26 (3) Each step taken to identify the donor;

27 (4) The result of each step;

1 (5) Whether the contribution was ultimately returned or escheated;

2 (6) A copy of any public notice or correspondence related to the
3 return.

4 (d) Submission to GEC. If the contribution cannot be returned, a copy of
5 the written memorandum, along with the escheated amount payable to the
6 Treasurer of Guam, must be submitted to the Guam Election Commission within
7 fifteen (15) business days of concluding the identification efforts.

8 (e) Escheatment. If the donor cannot be identified after completion of the
9 above process, the funds shall be escheated to the Government of Guam in
10 accordance with 3 GCA § 17111(c). No such contribution shall be retained or
11 used by the candidate or committee.

12 **§ 3116. Rule Amendments.**

13 (a) Petition for Adoption of Rules. Any person may petition the Guam
14 Election Commission requesting the promulgation, amendment, or repeal of any
15 rule. Said petition shall be in writing and should fully state reasons and factual
16 basis for such request. The adoption of any promulgation, amendment, or repeal
17 of any rule shall be in accordance with the Administrative Adjudication Process
18 stipulated in 5 GCA Chapter 9.

19 (b) Public Hearing. In the event a petition made is granted, a public hearing
20 on the matter shall be conducted within thirty (30) days of receipt of such petition
21 as provided by the Administrative Adjudication Law (5 GCA Chapter 9, Article
22 3).

23 **Section 3. Adoption.** The updated Guam Election Commission
24 Organizational Report form attached herewith as Exhibit A, the Election
25 Campaign Contributions and Expenditures Report form attached herewith as
26 Exhibit B, and the Report of Dissolution form, attached herewith as Exhibit C are

1 hereby adopted by *I Liheslaturan Guåhan* pursuant to Chapter 17, Title 3, Guam
2 Code Annotated and Chapter 9, Title 5, Guam Code Annotated, the
3 Administrative Adjudication Law.

4 **Section 4. Effective Date.** This Act shall be effective upon enactment.



GUAM ELECTION COMMISSION

Kumision Ileksion Guahan

241 Farenholt Ave., 2nd Floor, Ste. 202 Oka Bldg., Tamuning, Guam 96913

Website: <http://gec.guam.gov> E-mail: eccer@gec.guam.gov

Tel: (671) 477-9791 Fax: (671) 477-1895



Date: _____

Name of Candidate, Party,
Organization, or Committee: _____

Elected Office Sought and Election Year: _____

Purpose, Question, or Issue: _____

Address: _____ Political Party: _____

Zip Code: _____

Tel No: _____ Fax No: _____ Email: _____

CAMPAIGN TREASURER / DEPUTY TREASURERS

Campaign Treasurer: _____ Tel No.: _____

Address: _____ Email: _____

Deputy Campaign Treasurer: _____ Tel No.: _____

Address: _____ Email: _____

Deputy Campaign Treasurer: _____ Tel No.: _____

Address: _____ Email: _____

Deputy Campaign Treasurer: _____ Tel No.: _____

Address: _____ Email: _____

Deputy Campaign Treasurer: _____ Tel No.: _____

Address: _____ Email: _____

Deputy Campaign Treasurer: _____ Tel No.: _____

Address: _____ Email: _____

CAMPAIGN CHAIRPERSON / DEPUTY CHAIRPERSON

Campaign Chairperson: _____ Tel No.: _____

Address: _____ Email: _____

Deputy Campaign Chairperson: _____ Tel No.: _____

Address: _____ Email: _____

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Initials

Rev 5/8/2025

FINANCIAL INSTITUTION

STARTING BALANCE	BANK NAME AND ADDRESS	ACCOUNT NUMBER	ENDING BALANCE
\$ -			\$ -
\$ -			\$ -

Use one line per campaign bank account.

CONTRIBUTIONS

"Contributions" means a gift, subscription, loan, advance, deposit of money, or anything of value, or cancellation of a debt or legal obligation, as defined in 3 GCA § 17101(f). **ALL corporate contributions shall be reported regardless of amount.**

(Use additional sheets if needed.)

I. CASH CONTRIBUTIONS

Contributions of more than \$100 received from individuals.

AMOUNT	NAME OF INDIVIDUAL DONOR	ADDRESS OF DONOR	DATE REC'D	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See A-8 Attachment I. - Cash Contributions			
\$ -	(1) Total amount of Cash Contributions this reporting period.			
\$ -	(1a) Cumulative Total of Cash Contributions from last report.			
\$ -	(1b) Sub-Total of Cash Contributions (1 + 1a = 1b)			

II. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS \$25 OR LESS

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE REC'D	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See A-9 Attachment II. - Fundraising Events \$25 or Less			
\$ -	(2) Total Aggregate Contributions this reporting period.			
\$ -	(2a) Cumulative Total of Aggregate Contributions from last report.			
\$ -	(2b) Sub-Total of Aggregate Contributions (2 + 2a = 2b)			

III. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$25 AND \$100 OR LESS

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE REC'D	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See A-10 Attachment III - Fundraising Events More Than \$25 and \$100 or Less			
\$ -	(3) Total Aggregate Contributions this reporting period.			
\$ -	(3a) Cumulative Total of Aggregate Contributions from last report.			
\$ -	(3b) Sub-Total of Aggregate Contributions (3 + 3a = 3b)			

IV. CONTRIBUTIONS FROM FUNDRAISING EVENTS MORE THAN \$100 PER TICKET

AMOUNT	NAME OF INDIVIDUAL DONOR	ADDRESS OF DONOR	EVENT, DATE, & TICKET PRICE	DATE REC'D	DATE DEP.
\$ -					
\$ -					
\$ -					
\$ -	See A-11 Attachment IV. - Fundraising Events More Than \$100				
\$ -	(4) Total Fundraising Contributions (>\$100) this reporting period.				
\$ -	(4a) Cumulative Total of Fundraised Contributions from last report.				
\$ -	(4b) Sub-Total of Fundraised Contributions (4 + 4a = 4b)				

Initials

All personal and related services, contract, promise or agreement to make contribution for personal services of \$100.00 or more.

ESTIMATED VALUE	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(5) Total Non-Monetary Contributions this reporting period.			
\$ -	(5a) Cumulative Total of Non-Monetary Contributions from last report.			
\$ -	(5b) Sub-Total of Non-Monetary Contributions (5 + 5a = 5b)			

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All goods or contracts, promise, or agreement to make contribution of goods more than \$100 in value.

ESTIMATED VALUE	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(6) Total Non-Monetary Contributions this reporting period.			
\$ -	(6a) Cumulative Total of Non-Monetary Contributions from last report.			
\$ -	(6b) Sub-Total of Non-Monetary Contributions (6 + 6a = 6b)			

Contributions received from donors designated for specified campaign expenses.

AMOUNT	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(7) Total Non-Monetary Contributions this reporting period.			
\$ -	(7a) Cumulative Total of Non-Monetary Contributions from last report.			
\$ -	(7b) Sub-Total of Non-Monetary Contributions (7 + 7a = 7b)			

Initials

VII. Pursuant to 3 GCA § 17109(c), persons who have made a contribution of his/her own money or property or money of another person totaling more than \$100 at this time and not previously reported.

[illegible]

Initials

EXPENDITURES

"Expenditures" means any purchase or transfer of money or anything of value or promise or agreement to purchase or transfer of money or anything of value, or payment incurred or made, or the use or consumption of a non-monetary contribution for the purposes prescribed under 3 GCA § 17101(h)(A)(B)(C). **Expenditures by a candidate of his or her own funds for the purposes prescribed under 3 GCA § 17101(h)(A)(B)(C) must also be reported herein.**

I. FUNDS EXPENDED

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	See A-12 Attachment I. - Funds Expended			
\$ -	(1) Total Funds Expended this reporting period.			
\$ -	(1a) Cumulative Total of Funds Expended from last report.			
\$ -	(1b) Sub-Total of Funds Expended (1 + 1a = 1b)			

II. INCURRED EXPENSES

Pending payments for services rendered/products received in aid of a campaign.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	See A-13 Attachment II. - Incurred Expenses			
\$ -	(2) Total Incurred Expenditures this reporting period.			
\$ -	(2a) Cumulative Total of Incurred Expenditures from last report.			
\$ -	(2b) Sub-Total of Incurred Expenditures (2 + 2a = 2b)			

III. NON-MONETARY PERSONAL SERVICES EXPENDITURES

The consumption of all personal and related services, contracts, promises, or agreements expended for personal services in aid of a campaign.

ESTIMATED VALUE	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	See A-14 Attachment III. - Non-Monetary Personal Expenses			
\$ -	(3) Total Non-Monetary Expenditures this reporting period.			
\$ -	(3a) Cumulative Total of Non-Monetary Expenditures from last report.			
\$ -	(3b) Sub-Total of Non-Monetary Expenditures (3 + 3a = 3b)			

Initials

IV. NON-MONETARY GOODS AND/OR CONTRACTS EXPENDITURES

The consumption of all goods or contracts, promise, or agreement expended for goods in aid of a campaign.

ESTIMATED VALUE	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(4) Total Non-Monetary Expenditures this reporting period.			
\$ -	(4a) Cumulative Total Non-Monetary Expenditures from last report.			
\$ -	(4b) Sub-Total of Non-Monetary Expenditures (4 + 4a = 4b)			

V. EARMARKED EXPENDITURES

Disbursement of earmarked contributions for use as specified.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(5) Total Non-Monetary Expenditures this reporting period.			
\$ -	(5a) Cumulative Total Non-Monetary Expenditures from last report.			
\$ -	(5b) Sub-Total of Non-Monetary Expenditures (5 + 5a = 5b)			

CONTRIBUTIONS AND EXPENDITURES SUMMARY

CONTRIBUTIONS:	\$ -	(1b) Sub-Total Cash Contributions.
	\$ -	(2b) Sub-Total Aggregate Contributions (\$25 or less) fundraising events.
	\$ -	(3b) Sub-Total Aggregate Contributions (>\$25 and \$100 or less) " ".
	\$ -	(4b) Sub-Total Contributions from Fundraising Events >\$100
	\$ -	(5b) Sub-Total Personal Services Contributions.
	\$ -	(6b) Sub-Total Goods and/or Contracts Contributions.
	\$ -	(7b) Sub-Total Earmarked Contributions.
	\$ -	GRAND TOTAL CONTRIBUTIONS (1b + 2b + 3b + 4b + 5b + 6b+7b)
EXPENDITURES:	\$ -	(1b) Sub-Total Funds Expended.
	\$ -	(2b) Sub-Total Incurred Expenditures.
	\$ -	(3b) Sub-Total Personal Services Expenditures.
	\$ -	(4b) Sub-Total Goods and/or Contracts Expenditures.
	\$ -	(5b) Sub-Total Earmarked Expenditures.
	\$ -	GRAND TOTAL EXPENDITURES (1b + 2b + 3b + 4b + 5b)
SURPLUS / DEFICIT:	\$ -	GRAND TOTAL CONTRIBUTIONS MINUS GRAND TOTAL EXPENDITURES (Negative=Deficit / Positive=Surplus)
	\$ -	Balance Brought Forward from the _____ Election
	\$ -	CURRENT BALANCE
		(GRAND TOTAL CONTRIBUTIONS AND EXPENDITURES + BALANCE BROUGHT FORWARD FROM THE _____ ELECTION)
		_____ Initials

AFFIRMATION AND SIGNATURE OF TREASURER

I, _____ do hereby swear that I have used all reasonable diligence in preparing this ORGANIZATIONAL REPORT, and that it is a true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of the campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF TREASURER

Subscribed and Sworn to before me on this _____ day of _____, 20 _____

NOTARY PUBLIC in and for Guam:
My Commission expires:

AFFIRMATION AND SIGNATURE OF CANDIDATE / SPONSOR/CHAIRPERSON

I, _____ do hereby swear that I have used all reasonable diligence in preparing this ORGANIZATIONAL REPORT, and that it is a true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of my campaign/support of a candidate(s), purpose of organization, or ballot question question or issue.

SIGNATURE OF CANDIDATE / SPONSOR/CHAIRPERSON

Subscribed and Sworn to before me on this _____ day of _____, 20 _____

NOTARY PUBLIC in and for Guam:
My Commission expires:

CONTRIBUTIONS Attachment I. CASH CONTRIBUTIONS

[illegible]

\$ - **TOTAL** (To be placed on page A-2 item **I. Cash Contributions**)

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Initials

[illegible][illegible]

(To be placed on page A-2 item **II. Aggretrate Contributions from Fundraising Events \$25 or Less**)

Page 23 of 48

[illegible][illegible]

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT _____
Initials

CONTRIBUTIONS Attachment IV. CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$100

[illegible]

CORPORATE CONTRIBUTIONS

Corporate contributions received for fundraisers at which the cost was more than \$100 per ticket.

[illegible]

\$ - **TOTAL** (To be placed on page A-2 item IV. Contributions from Fundraising Events of More Than \$100)

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Initials

EXPENDITURES Attachment I. FUNDS EXPENDED[illegible]

\$ - **TOTAL** (To be placed on page A-5 item I. Funds Expended)

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Initials

EXPENDITURES Attachment II. INCURRED EXPENSES

[illegible]

\$ - **TOTAL** (To be placed on page A-5 item **II. Incurred Expenses**)

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Initials

EXPENDITURES Attachment III. NON-MONETARY PERSONAL SERVICES EXPENDITURES

[illegible]

\$ - TOTAL (To be placed on page A-5 item III. Non-Monetary Personal Services Expenditures. All personal and related services, contracts, promises, or agreements expended for personal services in aid of campaign)

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Initials



GUAM ELECTION COMMISSION

Kumision Ilekision Guahan
241 Farenholt Ave. Yoka Bldg. Ste. 202 Tamuning, Guam 96913
Website: www.gec.guam.gov E-mail: ecec@gec.guam.gov



ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT

Name of Candidate, Party,
Organization, or Committee: _____

Elected Office Sought/Purpose/Ballot Question or Issue: _____

Address: _____ Political Party: _____

Zip Code: _____

Tel No: _____ Fax No: _____ E-mail: _____

This report is for (check appropriate boxes):

ELECTION YEAR: _____

☐ **PRIMARY ELECTION**

☐ **GENERAL ELECTION**

☐ **SPECIAL ELECTION**

☐ Preliminary Report

☐ Preliminary Report

☐ Preliminary Report

☐ Final Report

☐ Final Report

☐ Final Report

☐ Supplemental Report

☐ Supplemental Report

☐ Supplemental Report

I, _____, do hereby swear
that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN CONTRIBUTIONS
AND EXPENDITURES REPORT**, and that it is a true, full, and explicit accounting of all contributions received and expenses
incurred to date in aid of my campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF CANDIDATE/CHAIRPERSON

Subscribed and Sworn to before me on this _____ day of _____, 20 _____.

NOTARY PUBLIC in and for Guam.

My Commission expires: _____

I, _____, do hereby swear
that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN CONTRIBUTIONS
AND EXPENDITURES REPORT**, and that it is a true, full, and explicit accounting of all contributions received and expenses
incurred to date in aid of the campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF TREASURER

Subscribed and Sworn to before me on this _____ day of _____, 20 _____.

NOTARY PUBLIC in and for Guam.

My Commission expires: _____

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT

FINANCIAL INSTITUTION

Use one line per campaign bank account.

STARTING BALANCE	BANK NAME AND ADDRESS	ACCOUNT NUMBER	ENDING BALANCE
\$ -			\$ -
\$ -			\$ -

CONTRIBUTIONS

"Contributions" means a gift, subscription, loan, advance, deposit of money, or anything of value, or cancellation of a debt or legal obligation, as defined in 3 GCA § 17101(f). ALL corporate contributions shall be reported regardless of amount. (Use additional sheets if needed.)

I. CASH CONTRIBUTIONS

Contributions of more than \$100 received from individual donors.

AMOUNT	NAME OF INDIVIDUAL DONOR	ADDRESS OF DONOR	DATE RECEIVED	DATE DEPOSITED
\$ -				
\$ -				
\$ -				
\$ -	See B-7 Attachment I. Cash Contributions			
\$ -	(1) Total amount of Cash Contributions this reporting period.			
\$ -	(1a) Cumulative Total of Cash Contributions from last report.			
\$ -	(1b) Sub-Total of Cash Contributions (1 + 1a = 1b)			

II. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS \$25 OR LESS.

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE RECEIVED	DATE DEPOSITED
\$ -				
\$ -				
\$ -				
\$ -	See B-8 Attachment II. Fundraising Events \$25 or Less			
\$ -	(2) Total Aggregate Contributions this reporting period.			
\$ -	(2a) Cumulative Total of Aggregate Contributions from last report.			
\$ -	(2b) Sub-Total of Aggregate Contributions (2 + 2a = 2b)			

III. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$25 AND \$100 OR LESS

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE RECEIVED	DATE DEPOSITED
\$ -				
\$ -				
\$ -				
\$ -	See B-9 Attachment III. Fundraising Events More Than \$25 and \$100 or Less			
\$ -	(3) Total Aggregate Contributions this reporting period.			
\$ -	(3a) Cumulative Total of Aggregate Contributions from last report.			
\$ -	(3b) Sub-Total of Aggregate Contributions (3 + 3a = 3b)			

IV. CONTRIBUTIONS FROM FUNDRAISING EVENTS MORE THAN \$100 PER TICKET

AMOUNT	NAME & ADDRESS OF INDIVIDUAL DONOR	EVENT, DATE, & TICKET PRICE	DATE REC'D	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See B-10 Attachment IV. - Fundraising Events More Than \$100			
\$ -	(4) Total Fundraising Contributions (>\$100) this reporting period.			
\$ -	(4a) Cumulative Total of Fundraised Contributions from last report.			
\$ -	(4b) Sub-Total of Aggregate Contributions (4 + 4a = 4b)			

Initials

All personal and related services, contracts, promises or agreements to make contribution for personal services of \$100.00 or more.

VI. NON-MONETARY GOODS AND/OR CONTRACTS CONTRIBUTIONS

ESTIMATED VALUE	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(6) Total Non-Monetary Contributions this reporting period.			
\$ -	(6a) Cumulative Total of Non-Monetary Contributions from last report.			
\$ -	(6b) Sub-Total of Non-Monetary Contributions (6 + 6a = 6b)			

Contributions received from donors designated for specified campaign expenses.

Initials

VII. Pursuant to 3 GCA § 17109(c), persons who have made a contribution of his/her own money or property or money of another person totaling more than \$100 at this time and not previously reported.

[illegible]

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT

EXPENDITURES	
--------------	--

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
--------	---------------	------------------	---------	------

[illegible]

Pending payments for services rendered/products received in aid of a campaign.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	See B-12 Attachment - II. Incurred Expenses			
\$ -	(2) Total Incurred Expenditure this reporting period.			
\$ -	(2a) Cumulative Total of Incurred Expenditures from last report.			
\$ -	(2b) Sub-Total of Incurred Expenses (2 + 2a = 2b)			

The consumption of all personal and related services, contracts, promises, or agreements expended for personal services in aid of a campaign.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
--------	---------------	------------------	---------	------

[illegible]

Initials

The consumption of all goods or contracts, promise, or agreement expended for goods in aid of a campaign.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(4) Total Non-Monetary Expenditures this reporting period.			
\$ -	(4a) Cumulative Total Non-Monetary Expenditures from last report.			
\$ -	(4b) Sub-Total of Non-Monetary Expenditures (4 + 4a = 4b)			

Disbursement of earmarked contributions for use as specified.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	(5) Total Non-Monetary Expenditures this reporting period.			
\$ -	(5a) Cumulative Total Non-Monetary Expenditures from last report.			
\$ -	(5b) Sub-Total of Non-Monetary Expenditures (5 + 5a = 5b)			

CONTRIBUTIONS:	\$ -	(1b) Sub-Total Cash Contributions.
	\$ -	(2b) Sub-Total Aggregate Contributions (Fundraising Events \$25 or less).
	\$ -	(3b) Sub-Total Aggregate Contributions (" " >\$25 and \$100 or less).
	\$ -	(4b) Sub-Total Contributions from Fundraising Events >\$100.
	\$ -	(5b) Sub-Total Personal Services Contributions.
	\$ -	(6b) Sub-Total Goods and/or Contracts Contributions.
	\$ -	(7b) Sub-Total Earmarked Contributions.
	\$ -	GRAND TOTAL CONTRIBUTIONS (1b + 2b + 3b + 4b + 5b + 6b+7b)

**SURPLUS/
DEFICIT:** \$ - **GRAND TOTAL CONTRIBUTIONS MINUS GRAND TOTAL EXPENDITURES** *(Negative=Deficit /
Positive=Surplus)*

(GRAND TOTAL CONTRIBUTIONS AND EXPENDITURES +

B-6

CONTRIBUTIONS Attachment I. CASH CONTRIBUTIONS[illegible]

<u>\$</u>	<u>-</u>	TOTAL (To be placed on page B-2 item I. Cash Contributions)
-----------	----------	--

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT

Initials

CONTRIBUTIONS Attachment III. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$25 AND \$100 OR LESS

[illegible]

CORPORATE CONTRIBUTORS

[illegible]

\$	-	TOTAL (To be placed on page B-2 item III. Aggregate Contributions from Fundraising Events of More than \$25 and \$100 or Less)
----	---	--

SUMBIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL COPY

Initials

CONTRIBUTIONS Attachment IV. CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$100[illegible]

CORPORATE CONTRIBUTIONS

Corporate contributions received for fundraisers at which the cost was more than \$100 per ticket.

[illegible]

\$ - **TOTAL** (To be placed on page B-2 item IV. Contributions from Fundraising Events of More Than \$100)

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT

Initials

EXPENDITURES Attachment I. FUNDS EXPENDED[illegible]

\$ - TOTAL (To be placed on page B-5 item I. Funds Expended)

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Initials

EXPENDITURES Attachment II. INCURRED EXPENSES[illegible]

\$ - TOTAL (To be placed on page B-5 item II, Incurred Expenses)

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Initials

[illegible]

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT



GUAM ELECTION COMMISSION

Kumision Ileksion Guahan
241 Farenholt Ave. Yoka Bldg. Ste. 202 Y Tamuning, Guam 96913
Website: www.gec.guam.gov YE-mail: eecer@gec.guam.gov



DISSOLUTION REPORT

Name of Candidate, Party,
Organization, or Committee: _____

Elected Office Sought/Purpose/Ballot Question or Issue: _____

Address: _____ Political Party: _____

_____ Zip Code: _____

Tel No: _____ Fax No: _____ E-mail: _____

This Dissolution Report is for **ELECTION YEAR:** _____

The candidate/committee expects to receive no further contributions and make no further expenditures for the purpose for which the organization was established. Any remaining funds were disposed in the following manner (check all that apply):

- ☐ Funds were brought over to the candidate's newly established organization (for the same office).
- ☐ Funds were contributed to the candidate's political party.
- ☐ Funds were escheated to the Government of Guam (i.e. the candidate had no party affiliation).
- ☐ Funds were contributed to another candidate of the same office with the same political party affiliation.

I, _____, do hereby swear that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN REPORTS**, and that they are true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of my campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF CANDIDATE/CHAIRPERSON

Subscribed and Sworn to before me on this _____ day of _____, **20**_____.

NOTARY PUBLIC in and for Guam.

My Commission expires: _____

I, _____, do hereby swear that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN REPORTS**, and that they are true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of the campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF TREASURER

Subscribed and Sworn to before me on this _____ day of _____, **20**_____.

NOTARY PUBLIC in and for Guam.

My Commission expires: _____

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT

COMMITTEE MARK UP VERSION

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 189-38 (COR)

As Amended by the Committee on Economic Investment, Military Buildup,
Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement

Introduced by:

Telo T. Taitague

AN ACT TO *REPEAL* AND *REENACT* CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds

that, in accordance with 5 GCA § 9303 (a), the Guam Election Commission (GEC) proposed updates to Chapter 3, Title 6 of the Guam Administrative Rules and Regulations, which were approved by the Commission during its Board meeting held on April 14, 2025. In compliance with the Guam Administrative Adjudication Law (5 GCA Chapter 9), the approved updates were subsequently submitted to the Office of *I Magan'hågan Guåhan* and the Office of the Attorney General on June 27, 2025.

Following their review, both offices approved the proposed updates. The Office of the Attorney General found the revisions to be constitutional, consistent with statutory authority, and in substantial compliance with the Guam Administrative Adjudication Law. While the agency record met most requirements including public hearing notices, transcripts, and cost impact documentation, it

COMMITTEE MARK UP VERSION

lacked proof of website posting and advance availability of the cost assessment. Despite these technical gaps, the Attorney General concluded that GEC substantially complied with the law and recommended either holding another public hearing or proceeding with approval.

The approved updates were later transmitted to the Office of the Speaker on September 2, 2025. Upon receipt, the proposed updates were referred to the Committee on *Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement* on September 11, 2025. In accordance with 5 GCA § 9303 (b), the Committee introduced the measure on September 12, 2025, and subsequently scheduled a public hearing to receive testimony on the proposed updates to Chapter 3, Title 6 of the Guam Administrative Rules and Regulations.

Therefore, it is the intent of *I Liheslaturan Guåhan* to formally adopt the revised rules and regulations, along with the attached Exhibits A, B, and C.

Section 2. Chapter 3, Title 6, Guam Administrative Rules and Regulations, is hereby *repealed* and *reenacted* to read:

CHAPTER 3

~~ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES~~

~~§ 3101. Purpose and Scope of Rules.~~

~~§ 3102. Dissolution of Organizations.~~

~~§ 3103. Contents of Report.~~

~~§ 3104. Complaints, Investigation and Rule Amendments.~~

~~§ 3105. Fines.~~

~~§ 3106. Specific Instructions for Organizational Report and Campaign~~

~~Contribution and Expenditures Report.~~

~~§ 3101. Purpose and Scope of Rules. Purpose.~~

The purpose and intent of these rules and regulations are to

COMMITTEE MARK UP VERSION

1 implement Chapter 17 of 3 GCA, as amended, cited as Election
2 Campaign Contributions and Expenditures.

3 **§ 3102. Dissolution of Organizations.**

4 (a) When to dispose after dissolution. Candidates, committees or
5 political parties shall dispose any organizational residual contributions by
6 the twentieth (20th) day after activities cease.

7 (b) How to dispose. Any organization or candidate not affiliated
8 with a political party shall escheat any residual contributions to the
9 Government of Guam. Each candidate, committee or organization
10 official shall file their disposition with the Guam Election Commission
11 using the Organizational Report Form. This report shall be a detailed
12 accounting of all funds expended and returned.

13 **§ 3103. Contents of Report.**

14 Pursuant to 3 GCA Chapter 17, and the Administrative Adjudication
15 Law, the Organizational Report and Election Campaign Contributions
16 and Expenditures Report forms, and accompanying instructions thereto,
17 are herein incorporated as Appendix A and B, respectively, to these rules
18 and regulations. Said appendices, not in conflict or inconsistent with 3
19 GCA Chapter 17 shall govern the contents of reports filed pursuant to the
20 Election Campaign Contributions and Expenditure Chapter.

21 **§ 3104. Complaints, Investigation and Rule Amendments.**

22 (a) Correction of Report. Correction of information contained in a
23 report filed pursuant to the Election Campaign Contributions and
24 Expenditures Chapter may be made at any time upon the findings by the
25 Guam Election Commission that the correction is not the product of a
26 knowing or willful misrepresentation or omission made in a prior report.

27 (b) Investigation. The Guam Election Commission may conduct

COMMITTEE MARK UP VERSION

1 investigations on the alleged violation and may subpoena any person,
2 documents, or relevant materials pertaining to the case.

3 (c) Appeal of Findings. The appeal of any finding made by the
4 Guam Election Commission relative to the filing of a report may be
5 made by an interested party. The complaint shall be in writing and shall
6 be signed under oath by the complainant.

7 (d) Confidential. Until the determination of probable cause by the
8 Election Commission, all proceedings, including the filing of the
9 complaint, investigation, and hearing shall be confidential, unless the
10 person complained against, request an open session. In the event the
11 Election Commission determines that probable cause does not exist, the
12 complaint shall be dismissed and the entire records of the proceedings
13 shall be kept confidential at the option of the person complained against.

14 (e) Informal Hearing. All interested party(s) shall be granted an
15 informal hearing within fifteen (15) days from receipt of a complaint, on
16 any matter relevant to the filing of the report.

17 (f) Formal Hearing. Should an informal hearing prescribed in §
18 3104(e) of this chapter fail to resolve a matter, a formal hearing shall be
19 granted within twenty (20) days thereafter.

20 (g) Advisory Opinion. Any person may request in writing for an
21 advisory opinion regarding compliance with the requirements of this
22 Chapter.

23 (h) Petition for Adoption of Rules. Any person may petition the
24 Guam Election Commission requesting the promulgation, amendment, or
25 repeal of any rule. Said petition shall be in writing and should fully state
26 reasons and factual basis for such a request. The adoption of any
27 promulgation, amendment, or repeal of any rule shall be in accordance

COMMITTEE MARK UP VERSION

1 with the Administrative Adjudication Process 5 GCA Chapter 9.

2 (i) ~~Public Hearing.~~ In the event a petition made is granted a public
3 hearing on the matter shall be conducted within thirty (30) days of
4 receipt of such petition as provided by Administrative Adjudication Law
5 (~~5 GCA Chapter 9, Article 3~~).

6 **~~§ 3105 Fines.~~**

7 Any person, corporation, organization, or association who willfully
8 violates any provisions in 3 GCA Chapter 17 shall be fined not less than
9 one thousand dollars (\$1,000). Fines collected under this section shall be
10 payable to the Treasurer of Guam to be deposited into the Guam Election
11 Commission revenue account.

12 **~~§ 3106. Specific Instructions for Organizational Report and~~**
13 **~~Campaign Contribution and Expenditures Report.~~**

14 (a) ~~Name of Candidate, Committee, or Party.~~ The name of a
15 candidate or the official name of a committee, political party, or
16 association should be clearly indicated. [~~3 GCA § 17107~~]

17 —(1) ~~A candidate is an individual who seeks nomination or~~
18 ~~election into office by filing nomination papers or consents to have~~
19 ~~a declaration of nomination for office held on his behalf; receives~~
20 ~~contributions of more than one hundred dollars (\$100.00) or incurs~~
21 ~~any expenditures to bring about his nomination or election to office;~~
22 ~~or gives consent to any other person to receive contributions or~~
23 ~~makes expenditures to aid his nomination or election to office. [~~3~~~~
24 ~~GCA § 17101(e)]~~

25 —(2) ~~A committee is any individual, partnership, corporation,~~
26 ~~association, or organization that accepts contributions or makes~~
27 ~~expenditures for or against any individual, candidate or group of~~

COMMITTEE MARK UP VERSION

1 candidates or any question or issue which is to appear on the ballot
2 at the next applicable election. [3 GCA § 17101(e)]

3 — (3) A political party is an organization that has filed with the
4 Guam Election Commission under uniform regulations required by
5 Title 3 GCA.

6 (b) — Treasurers. Each organization shall appoint one (1) official
7 — campaign treasurer and may appoint up to five (5) deputy campaign
8 — treasurers. Each treasurer shall be authorized to receive contributions or
9 make expenditures on behalf of the candidate, committee, or political
10 party. A candidate may also be a campaign treasurer. [3 GCA §§
11 — 17107(a)(2) and 17108(a)]

12 All transactions received or expended must be recorded and
13 — accounted for, in the report format required by the Guam Election
14 — Commission. [3 GCA § 17108(e)]

15 — (c) — Chairpersons. The chairperson and deputy chairperson shall
16 — serve as the two (2) highest ranking officials of the organization.

17 — (d) — Financial Institutions. Each organization shall keep a
18 — comprehensive financial record of its transactions with any number of
19 — financial institutions it does business with. A detailed accounting of all
20 — transactions, safety deposit boxes, deposits, loans, and all applicable
21 — account numbers shall be reported to the Commission. [3 GCA § 17109] —

22 — All monetary contributions shall be promptly deposited in a
23 — financial depository duly authorized to do business in Guam such as a
24 — bank, savings and loan or industrial loan company, or similar financial
25 — institution, in the name of the candidate, committee, or political party,
26 — whichever is applicable. [3 GCA § 17107(a)(4) and § 17109(a)]

COMMITTEE MARK UP VERSION

1 ~~—— (e) — Contributions. Means a gift, subscription, loan, advance,~~
2 ~~deposit of money or anything of value, or cancellation of a debt or legal~~
3 ~~obligation, or payment or compensation for personal services which are~~
4 ~~rendered without charge or at an unreasonably low charge (not including~~
5 ~~volunteer campaign services), or a contract, promise, or agreement to~~
6 ~~make a contribution for the purposes of influencing a candidate's~~
7 ~~campaign or an issue's outcome. [3 GCA § 17101(f)]~~

8 ~~—— (1) Cash Contributions. All monetary contributions shall be~~
9 ~~promptly deposited in a financial institution. Each candidate or~~
10 ~~organization shall establish an itemized record showing the names,~~
11 ~~addresses and dates of every individual who donates a cumulative~~
12 ~~amount of one hundred dollars (\$100.00) or more. No candidate or~~
13 ~~organization shall accept Two Hundred Fifty Dollars (\$250.00) in~~
14 ~~cash without issuing a receipt and keeping a record of the~~
15 ~~transaction. [3 GCA § 17109 (a)(b) and (d)]~~

16 ~~—— Each candidate or organization shall report the names, dates~~
17 ~~and addresses of each individual who has donated a cumulative~~
18 ~~amount of at least one hundred dollars (\$100.00) or more to the~~
19 ~~campaign. (Do not include multi-candidate contributions in this~~
20 ~~section). [3 GCA § 17109(b)]~~

21 ~~—— (2) Aggregate Contributions. Each candidate or organization~~
22 ~~shall report fundraising activities, wherein the cost per person or~~
23 ~~ticket is not more than twenty-five dollars (\$25.00). Each such~~
24 ~~aggregate contribution shall be reported by the cash amount~~
25 ~~received, description of the means (i.e., birthday, rallies, etc.);~~
26 ~~method (i.e., cost of one ticket, etc.); place and date. [3 GCA §~~
27 ~~17109(b)]~~

COMMITTEE MARK UP VERSION

1 ~~———— (3) Other Cash Contributions. All other monetary~~
2 ~~contributions received and not reported in the aforementioned~~
3 ~~categories shall be reported in accordance with this section. Each~~
4 ~~such contribution shall be reported by the cash amount received,~~
5 ~~description of the means (i.e., birthday, rallies, etc.), method (i.e.,~~
6 ~~cost of one ticket, etc.), place and date. [3 GCA § 17109(b)]~~

7 ~~———— (4) Non-monetary Contributions. Non-monetary contributions~~
8 ~~are all gifts, subscriptions, cancellations of debt, contracts, promises~~
9 ~~or agreements to make a contribution other than cash, or the~~
10 ~~payments, by any person other than a candidate or committee, or~~
11 ~~compensation for the personal services of another person, which are~~
12 ~~rendered to the candidate or committee without charge or at an~~
13 ~~unreasonably low charge, or a discount not offered to any other~~
14 ~~candidate or committee other than volunteer campaign services. [3~~
15 ~~GCA § 17101(f) and § 17109(b)]~~

16 ~~———— All non-monetary contributions shall be reported based on the~~
17 ~~fair market value of the contribution exceeding one hundred dollars~~
18 ~~(\$100.00) along with the name and address of the donor, nature of~~
19 ~~contribution and date. [3 GCA § 17109(b) and (c)]~~

20 ~~———— (5) Earmarked Contributions. Earmarked contributions are all~~
21 ~~cash or non-monetary contributions received by the candidate or~~
22 ~~organization on the condition that the funds are contributed to only~~
23 ~~certain candidates, issues, or questions. [3 GCA § 17109(f)]~~

24 ~~———— All earmarked contributions shall be reported by the total~~
25 ~~amount earmarked, the ultimate receipt of earmarked funds, the~~
26 ~~name and address of the donor, the description of the contribution,~~
27 ~~date and name(s) of sharing candidates, issues, or questions. [3~~

COMMITTEE MARK UP VERSION

1 GCA § 17109(e)}

2 (f) Expenditures. Means any purchase, transfer of money or
3 — anything of value, promise or agreement to purchase or transfer money
4 or anything of value, payment incurred or made, consumption of any
5 non-monetary contribution, or the payment by any person other than a
6 candidate or committee, of compensation for the personal services of
7 — another person which are rendered to the candidate or committee for the
8 — purpose of influencing a candidate, committee, or political party's
9 — campaign. [3 GCA § 17101(h)}

10 (1) Funds Expended. Every candidate or organization shall
11 ——— record all cash transactions spent in aid of their campaign. The
12 ——— record shall be an itemized accounting of the cash amount spent,
13 ——— name and address of the payee and the date and purpose for the
14 ——— expenditure. [3 GCA § 17114(a)}

15 (2) Incurred Expenditures. Every candidate or organization
16 ——— shall make a detailed accounting of all promises or agreements to
17 ——— purchase. The most current balance of all monetary liabilities (short
18 ——— and long term) shall be recorded in accordance with this section. [3
19 ——— GCA § 17116(e) and § 17118(a)(3)}

20 (3) Non-monetary Expenditures. Non-monetary expenditures
21 ——— are gifts, consumption or use of non-monetary contributions,
22 ——— promises or agreements to make expenditure other than cash, or
23 ——— payments, by any person other than a candidate or committee, or
24 ——— compensation for the personal services of another person, which are
25 ——— rendered to the candidate or committee without charge other than
26 ——— volunteer campaign services. [3 GCA § 17101(h)(1)}

27 —— (4) Earmarked Expenditures. All cash or non-monetary

COMMITTEE MARK UP VERSION

~~expenditures made by the candidate or organization on the condition
that funds be expended for certain candidates, issues, or questions.
[3 GCA § 17109(f)]~~

~~— All earmarked expenditures shall be reported by the total amount
earmarked, the ultimate receipt of earmarked funds, the name and
address of the donor, the description of the contribution, date and
name(s) of sharing candidates, issues or questions. [3 GCA § 17109(e)]~~

CHAPTER 3

ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES

§ 3101. Purpose and Scope of Rules.

§ 3102. Contents of Report.

§ 3103. Specific Instructions for Organizational Report and Election Campaign
Contributions and Expenditures Report.

§ 3104. Recordkeeping.

§ 3105. Amending Reports.

§ 3106. Electronic Reports.

§ 3107. Temporary Acceptance or Rejection of Reports; Opportunity to Cure
Deficiencies.

§ 3108. Dissolution of Organizations.

§ 3109. Complaints and Investigation.

§ 3110. Advisory Opinions

§ 3111. Review of Reports.

§ 3112. Hearing Procedures and Timelines for Enforcement Actions.

§ 3113. Exceeding Contribution Limits.

§ 3114. Fines.

COMMITTEE MARK UP VERSION

1 § 3115. Procedures for Documenting Efforts to Identify Donors prior to
2 Escheatment.

3 § 3116. Rule Amendments.

4 **§ 3101. Purpose and Scope of Rules.**

5 The purpose and intent of these rules and regulations are to implement
6 Chapter 17 of 3 GCA, as amended, cited as Election Campaign Contributions &
7 Expenditures.

8 **§ 3102. Contents of Report.**

9 Pursuant to 3 GCA Chapter 17, and the Administrative Adjudication Law,
10 the Organizational Report, Election Campaign Contributions and Expenditures
11 Report forms, and the Report for Dissolution, and accompanying instructions
12 thereto, are herein incorporated as Appendix A, B, and C, respectively, to these
13 rules and regulations. Said appendices, not in conflict or inconsistent with 3 GCA
14 Chapter 17 shall govern the contents of reports filed pursuant to the Election
15 Campaign Contributions and Expenditures Chapter.

16 **§ 3103. Specific Instructions for Organizational Report and Election**
17 **Campaign Contributions and Expenditures Report.**

18 (a) Name of Candidate, Committee, or Party. The name of a candidate or
19 the official name of a committee, political party, or association should be clearly
20 indicated.

21 (b) Elected Office Sought, Question, or Issue. The Organizational Report
22 shall clearly indicate:

23 (1) If a candidate or committee directly associated with a candidate,
24 the elected office sought. The elected office indicated on the
25 Organizational Report shall be effective only for the election for which the
26 individual is seeking nomination or election to office.

COMMITTEE MARK UP VERSION

1 (2) If a question or issue committee, the question or issue(s) for
2 which the organization intends to receive contributions and make
3 expenditures for.

4 (c) Treasurers. Each organization shall appoint one (1) official campaign
5 treasurer and may appoint up to five (5) deputy campaign treasurers. Each
6 treasurer shall be authorized to receive contributions or make expenditures on
7 behalf of the candidate, committee, or political party. If a candidate wishes to act
8 as a campaign treasurer, it must be so noted on the Organizational Report and all
9 reports filed in accordance with 3 GCA Chapter 17 must be certified by the
10 candidate in his/her capacity as both the candidate and a campaign treasurer.

11 (d) Chairpersons. The chairperson and deputy chairperson shall serve as
12 the two (2) highest ranking officials of the organization.

13 (e) Financial Institutions. Each organization that intends or subsequently
14 receives monetary contributions shall establish a separate account at any number
15 of financial institutions. Funds received by the organization shall not be
16 commingled with personal funds of the candidate, or any other individual, and a
17 candidate committee shall nonetheless establish an account separate from his/her
18 personal one for the purpose and duration of the campaign. Any organization that
19 does not intend, and subsequently does not receive, any monetary contributions
20 shall not be required to establish an account at a financial institution.

21 Each organization shall keep a comprehensive financial record of all
22 transactions for all financial institutions it does business with. A detailed
23 accounting of all transactions, safety deposit boxes, deposits, loans, and all
24 applicable account numbers shall be reported to the Commission.

25 All monetary contributions shall be deposited only into the account(s)
26 indicated on the Organizational Report within 5 business days of receiving said
27 contributions.

COMMITTEE MARK UP VERSION

1 (f) Contributions.

2 (1) Cash Contributions. All monetary contributions shall be
3 deposited in the committee's financial institution stated on the
4 Organizational Report within 5 business days of receiving said
5 contributions. The date of deposit and source of deposit shall be identified
6 for all monetary contributions received by the candidate or committee.
7 Each candidate or organization shall establish an itemized record showing
8 the names, addresses and dates of every individual who donates a
9 cumulative amount of more than one hundred dollars (\$100.00). No
10 candidate or organization shall accept more than two hundred fifty dollars
11 (\$250.00) in cash without issuing a receipt and keeping a record of the
12 transaction.

13 Each candidate or organization shall report the names, dates and
14 addresses of each individual who has donated a cumulative amount of
15 more than one hundred dollars (\$100.00) to the campaign.

16 (2) Aggregate Contributions. Each candidate or organization shall
17 report fundraising activities, wherein the cost per person or ticket is not
18 more than twenty-five dollars (\$25.00). Each such aggregate contribution
19 shall be reported by the cash amount received, description of the means
20 (e.g. birthday, rallies, etc.), method (e.g. cost of one ticket, etc.), place and
21 date. If the fundraising activity occurred over a period of time and not on
22 a specific date, the candidate or organization shall report the first date on
23 which the fundraising activity took place.

24 (3) Other Cash Contributions. All other monetary contributions
25 received and not reported in the aforementioned categories shall be
26 reported in accordance with this section. Each such contribution shall be

COMMITTEE MARK UP VERSION

1 reported by the cash amount received, description of the means (e.g.
2 birthday, rallies, etc.), method (e.g. cost of one ticket, etc.), place, and date.

3 (4) Non-monetary Contributions. Non-monetary contributions are
4 all gifts, subscriptions, cancellations of debt, contracts, promises or
5 agreements to make a contribution other than cash, or the payments by any
6 person other than a candidate or committee, or compensation for personal
7 services of another person, which are rendered to the candidate or
8 committee without charge or at an unreasonably low charge, or a discount
9 not offered to any other candidate or committee other than volunteer
10 campaign services.

11 All non-monetary contributions shall be reported based on the
12 fair-market value of the contribution exceeding one hundred dollars
13 (\$100.00), along with the name and address of the donor, nature of
14 contribution and date.

15 (5) Earmarked Contributions. Earmarked contributions are all cash
16 or non-monetary contributions received by the candidate or organization
17 on the condition that the funds are contributed to only certain candidates,
18 issues, or questions.

19 All earmarked contributions shall be reported by the total amount
20 earmarked, the ultimate receipt of earmarked funds, the name and address
21 of the donor, the description of the contribution, date, and name(s) of
22 sharing candidates, issues, or questions.

23 (g) Expenditures. Means any purchase, transfer of money or anything of
24 value, promise or agreement to purchase or transfer money or anything of value,
25 payment incurred or made, consumption of any non-monetary contribution, or
26 the payment by any person other than a candidate or committee, of compensation
27 for the personal services of another person which are rendered to the candidate

COMMITTEE MARK UP VERSION

1 or committee for the purpose of influencing a candidate, committee, or political
2 party's campaign.

3 (1) Funds Expended. Every candidate or organization shall record
4 all cash transactions spent in aid of their campaign. The record shall be an
5 itemized accounting of the cash amount spent, name and address of the
6 payee, and the date and purpose for each expenditure.

7 (2) Incurred Expenditures. Every candidate or organization shall
8 make a detailed accounting of all promises or agreements to purchase. The
9 most current balance of all monetary liabilities (short and long term) shall
10 be recorded in accordance with this section.

11 (3) Non-monetary Expenditures. Non-monetary expenditures are
12 gifts, consumption or use of non-monetary contributions, promises or
13 agreements to make an expenditure other than cash, or payments, by any
14 person other than a candidate or committee, or compensation for the
15 personal services of another person, which are rendered to the candidate or
16 committee without charge other than volunteer campaign services.

17 (4) Earmarked Expenditures. All cash or non-monetary expenditures
18 made by the candidate or organization on the condition that funds be
19 expended for certain candidates, issues, or questions.
20 All earmarked expenditures shall be reported by the total amount
21 earmarked, the ultimate receipt of earmarked funds, the name and address
22 of the donor, the description of the contribution, date and name(s) of
23 sharing candidates, issues, or questions.

24 (5) Transfer of Campaign Contributions. Any candidate or
25 committee that draws upon campaign funds to contribute to another
26 candidate or committee shall report the expenditure to include the name
27 and address of the candidate or committee the funds were expended to, the

COMMITTEE MARK UP VERSION

1 purpose of the expenditure (e.g. birthday fundraiser, ½ payment for
2 billboard ad, etc.), and the date the expenditure was made.

3 Any transfer of campaign contributions from one candidate or
4 committee to another shall nonetheless be in accordance with 3 GCA §
5 17110.

6 **§ 3104. Recordkeeping.**

7 All candidates and committees shall be required to keep a detailed accounting
8 and comprehensive record of all receipts and checks issued and received, deposit
9 slips and bank statements for the candidate, committee, or organization and shall
10 provide the records to the Commission upon request.

11 **§ 3105. Amending Reports.**

12 Any candidate, committee or organization may amend a report already
13 submitted, and the amended report will stand in lieu of the report being corrected,
14 provided that the amended report is certified pursuant to 3 GCA § 17103.

15 **§ 3106. Electronic Reports.**

16 All candidates and committees shall be required to submit an electronic
17 version of each certified report in the format prescribed by the Commission.

18 **§ 3107. Temporary Acceptance or Rejection of Reports; Opportunity to**
19 **Cure Deficiencies.**

20 (a) Submission and Review. All campaign finance reports required under
21 3 GCA Chapter 17 shall be submitted by the deadlines prescribed in law or
22 regulation and must contain all required information, including certifications
23 and supporting details.

24 (b) Temporary Rejection of Reports. The Commission shall reject a report
25 for filing under the following conditions:

- 26 (1) The report lacks the required certification(s) under 3 GCA §§
27 17103 and 17114;

COMMITTEE MARK UP VERSION

(2) The report is materially incomplete, omits required schedules, or is not signed by the candidate, treasurer, or party representative;

(3) The report is submitted in a format not authorized by the Commission.

The Commission shall notify the filer in writing of the reason for rejection within five (5) business days of submission.

(c) Temporary Acceptance with Notice of Deficiency. If a submitted report contains errors or minor deficiencies that do not render it invalid, the Commission may provisionally accept the report for the purpose of compliance deadlines, provided that:

(1) The filer is notified in writing of the deficiency; and

(2) The filer is provided a cure period of seven (7) business days to submit a corrected report and written explanation.

(d) Cure Period and Good Faith Effort.

(1) If the deficiency is corrected within seven (7) business days, and a written explanation is submitted, no fine shall be imposed.

(2) If the deficiency is corrected after seven (7) business days, a fine of \$50 per business day shall apply from the eighth day forward until the correction is made.

(3) If no correction or written explanation is received within fifteen (15) business days of the notice, the filer shall be deemed noncompliant and shall be subject to a fine of \$500.

(e) Appeal. A filer may appeal the determination of a material deficiency or rejection by submitting a written appeal to the Commission within five (5) business days of receiving notice. The Commission shall issue a written decision within ten (10) business days of receipt of the appeal.

COMMITTEE MARK UP VERSION

1 (f) Final Determination. A report shall not be deemed "filed" for statutory
2 or regulatory purposes until it has been accepted without material deficiency or
3 accepted provisionally with all deficiencies cured within the applicable
4 timeframe.

5 **§ 3108. Dissolution of Organizations.**

6 (a) When to dispose after dissolution. All candidates and committees, with
7 the exception of political parties, shall dispose any organizational residual
8 contributions by the twentieth (20th) day after activities cease for the campaign
9 for which the Organization was established.

10 (b) How to dispose. All candidates who withdraw or cease to be candidates,
11 or committees directly associated with these candidates, or persons who receive
12 contributions but fail to file for nomination, or committee or parties which
13 discontinue their campaign activities outlined in 3 GCA Chapter 17, shall return
14 any residual contributions to the political party of the person or candidate or to
15 the campaign committee of a person of the same party who is a candidate for the
16 same office as the person who has ceased to receive contributions or to be a
17 candidate. Any organization or candidate not affiliated with a political party shall
18 escheat any residual contributions to the Government of Guam. Each candidate,
19 committee, or organization shall file their disposition with the Guam Election
20 Commission using the Report for Dissolution form. This report shall disclose the
21 manner in which all funds were expended and/or returned.

22 (c) Upon filing their Report for Dissolution, each candidate, committee, or
23 organization shall:

24 (1) If seeking reelection, submit a bank account statement indicating
25 the ending balance at the time in which the Report for Dissolution is
26 being filed; or

COMMITTEE MARK UP VERSION

(2) If not seeking reelection, submit a bank account statement indicating that the bank account has been closed and the ending balance at the time in which the Report for Dissolution is being filed.

§ 3109. Complaints and Investigation

(a) Investigation. The Guam Election commission may conduct investigations on the alleged violation and may subpoena any person, documents, or relevant materials pertaining to the case.

(b) Appeal of Findings. The appeal of any finding made by the Guam Election Commission relative to the filing of a report may be made by an interested party. The complaint shall be in writing and shall be signed under oath by the complainant.

(c) Confidential. Until the determination of probable cause by the Election Commission, all proceedings, including the filing of the complaint, investigation, and hearing shall be confidential, unless the person complained against requests an open session. In the event the Election Commission determines that probable cause does not exist, the complaint shall be dismissed, and the entire records of the proceedings shall be kept confidential at the option of the person complained against.

(d) Informal Hearing. All interested party(s) shall be granted an informal hearing within fifteen (15) days from receipt of a complaint, on any matter relevant to the filing of the report.

(e) Formal Hearing. Should an informal hearing prescribed in § 3104 (d) of this chapter fail to resolve the matter, a formal hearing shall be granted within twenty (20) days thereafter.

§ 3110. Advisory Opinions

(a) Purpose. Any person may request a written advisory opinion from the Guam Election Commission (GEC) regarding the application or interpretation of

COMMITTEE MARK UP VERSION

1 any provision under Chapter 17 of Title 3 Guam Code Annotated or any rule
2 adopted thereunder. Advisory opinions are intended to promote voluntary
3 compliance and to provide clarity on legal obligations relating to campaign
4 finance activity.

5 (b) Submission of Request. Requests must be submitted in writing and
6 must include:

- 7 (1) the name and contact information of the requester;
8 (2) a complete and accurate statement of all relevant facts;
9 (3) the specific legal question or regulation at issue; and
10 (4) any documents or supporting material necessary for evaluation.

11 (c) Timeline for Issuance. Upon receipt of a complete request, the
12 Commission shall adhere to the following timeline:

- 13 (1) Acknowledge receipt within three (3) business days;
14 (2) Complete a legal review and prepare a draft advisory opinion
15 within fifteen (15) business days;
16 (3) Finalize and adopt the advisory opinion by majority vote of the
17 Commission within thirty (30) calendar days of receipt of the
18 request;
19 (4) Issue the final advisory opinion to the requester and publish it
20 within three (3) business days of adoption.

21 (d) Legal Effect.

- 22 (1) A person who reasonably and in good faith relies on a published
23 advisory opinion issued by the Commission shall be deemed to be
24 in compliance with the applicable provision of law, provided the
25 material facts are the same as those presented in the request.

COMMITTEE MARK UP VERSION

1 (2) Advisory opinions shall not be legally binding in a court of law but
2 shall be given deference by the Commission in any enforcement
3 action.

4 (3) Advisory opinions may be modified or rescinded prospectively by
5 majority vote of the Commission. Notice of such modification shall
6 be publicly posted.

7 (e) Expedited Opinions. The Commission may issue an expedited
8 advisory opinion within ten (10) business days upon a showing of urgency
9 related to upcoming campaign activity or election deadlines. A written
10 justification for the expedited review must be submitted with the request.

11 (f) Public Archive. The Commission shall maintain an online archive of
12 all final advisory opinions, indexed by topic, date, and statutory reference.
13 Advisory opinions shall be public records, unless the Commission determines
14 that publication would violate privacy or confidentiality laws.

15 **§ 3111. Review of Reports.**

16 The Guam Election Commission shall establish a standard of review and
17 perform its review of all campaign reports submitted by said standard. The
18 Commission's review of each candidate, committee, and organization shall
19 remain confidential until the completion of review. If the Commission finds that
20 the candidate, committee, or organization had committed any violation of
21 Chapter 17, said violations shall be reported to the Board of Commissioners and
22 the candidate, committee, or organization shall be subject to the schedule of fines
23 specified in § 3110 under the authority of 3 GCA § 17102 (h).

24 **§ 3112. Hearing Procedures and Timelines for Enforcement Actions.**

25 (a) Applicability. This section governs all hearings conducted by the Guam
26 Election Commission (GEC) relating to enforcement of campaign finance laws

COMMITTEE MARK UP VERSION

1 under 3 GCA Chapter 17, including fines, deficiencies, violations, or challenges
2 arising from the filing or review of reports.

3 (b) Notice of Violation. If the Commission determines there is a potential
4 violation, it shall issue a written Notice of Violation to the respondent, stating:

5 (1) The nature of the alleged violation;

6 (2) The facts or findings supporting the determination;

7 (3) The proposed fine or corrective action;

8 (4) The right to request an informal or formal hearing;

9 (5) The deadline to request a hearing, which shall be ten (10) business
10 days from receipt of notice.

11 (c) Informal Hearing.

12 (1) If requested, an informal hearing shall be scheduled within fifteen
13 (15) business days of the request.

14 (2) The informal hearing shall be non-adversarial, and parties may
15 appear with or without counsel.

16 (3) The hearing officer (or designated GEC staff) may attempt to
17 mediate or resolve the matter.

18 (4) A summary of the informal hearing shall be recorded and placed in
19 the Commission's enforcement file.

20 (d) Formal Hearing.

21 (1) If the matter is not resolved informally, a formal hearing shall be
22 scheduled within twenty (20) calendar days following the
23 conclusion of the informal process, or upon direct request by the
24 respondent.

COMMITTEE MARK UP VERSION

(2) The respondent shall be given at least ten (10) calendar days' written notice of the date, time, and place of the hearing.

(e) Due Process Rights. At the formal hearing, the respondent shall have the right to:

(1) Be represented by counsel;

(2) Present evidence and witnesses;

(3) Cross-examine witnesses;

(4) Submit written legal or factual arguments;

(5) Receive a written decision based on the record.

(f) Hearing Record. All formal hearings shall be recorded or transcribed, and the record shall include all documents, pleadings, exhibits, and the decision of the Commission. The record shall be retained in accordance with GEC recordkeeping policy.

(g) Commission Decision. The Commission shall issue a written decision within fifteen (15) business days after the formal hearing concludes. The decision shall:

(1) Include findings of fact and conclusions of law;

(2) State whether the violation is sustained;

(3) Specify any fine, corrective action, or dismissal;

(4) Be served upon the respondent by certified mail or personal delivery.

(h) Finality and Appeal. A final decision by the Commission may be appealed pursuant to the procedures set forth in the Administrative Adjudication Law, 5 GCA § 9240, et seq., within the time period provided by law.

COMMITTEE MARK UP VERSION

1 (i) Extensions and Continuances. Upon good cause shown, the
2 Commission may grant one or more continuances of the deadlines provided
3 herein, provided such extensions do not prejudice the rights of the respondent.

4 **§ 3113. Exceeding Contribution Limits.**

5 (a) Contribution Limits. No person shall make aggregate contributions in
6 excess of one thousand dollars (\$1,000.00) to any one (1) candidate, candidate
7 committee, or agent in a calendar year for a primary election, and no person shall
8 make aggregate contributions in excess of one thousand dollars (\$1,000.00) for a
9 general or special election. A primary and a general election are considered
10 separate elections.

11 (b) Responsibility to Monitor. Each candidate or committee treasurer is
12 responsible for monitoring and aggregating all contributions received from each
13 donor during each election to ensure compliance with the above limits.
14 Contributions must be tracked cumulatively across all reporting periods for the
15 election.

16 (c) Rejection or Return of Excess Contributions. If a candidate or
17 committee receives a contribution that exceeds the legal limit:

18 (1) The excess portion of the contribution shall be returned to the donor
19 within five (5) business days of identification;

20 (2) A written explanation and copy of the return transaction (e.g., check,
21 receipt) shall be filed with the Guam Election Commission (GEC)
22 within ten (10) business days of the return.

23 (d) Treatment of Non-Monetary Contributions. The fair market value of
24 any non-monetary contribution shall be included in calculating whether the
25 contribution limit has been exceeded. Discounts or services provided at below-
26 market value may be deemed contributions unless demonstrably offered on equal
27 terms to the general public.

COMMITTEE MARK UP VERSION

(e) Violations and Penalties. Violations of this section are subject to the following fines, pursuant to 3 GCA § 17113 and the fine schedule adopted under 3 GCA § 17102(h):

<u>Excess Amount</u>	<u>Fine Imposed</u>
<u>\$1 to \$250</u>	<u>\$100</u>
<u>\$251 to \$500</u>	<u>\$200</u>
<u>\$501 to \$1,000</u>	<u>\$350</u>
<u>\$1,001 to \$3,000</u>	<u>\$500</u>
<u>\$3,001 to \$4,999</u>	<u>\$750</u>
<u>\$5,000 or more</u>	<u>\$1,000</u>

Fines may be imposed on both the donor and the recipient committee. The Commission may also order the escheatment of any unreturned excess contributions to the Government of Guam.

(f) Exception – Good Faith Reliance. No fine shall be imposed if a candidate or committee can demonstrate to the Commission’s satisfaction that:

- (1) The excess contribution was received due to a bona fide clerical or reporting error;
- (2) The contribution was returned promptly upon discovery; and
- (3) The committee had a system in place for tracking contributions.

(g) Notification and Appeals. The Commission shall notify the candidate or committee in writing of any violation and proposed fine. The candidate or committee may submit a written appeal or request a hearing within ten (10) business days of receiving such notice.

§ 3114. Fines.

COMMITTEE MARK UP VERSION

Any person, corporation, organization, or association who willfully violates any provisions in 3 GCA Chapter 17 shall be fined in accordance with the schedule of fines stipulated herein. Fines shall be administered by the completion of each quarterly review and shall only be imposed on offenses for which the candidate or committee has been given an initial written notification via certified mail relative to the specified offense. In the case of a candidate committee, the fine(s) shall be jointly owed by the candidate and named treasurer(s). For all other committees, the fine(s) shall be jointly owed by the named treasurer(s) and chairman. Fines collected under this section shall be payable to the Treasurer of Guam to be deposited into the Guam Election Commission revenue account.

<u>SCHEDULE OF FINES</u>		
<u>I. REGISTRATION</u>		
<u>A. Electronic Filing Form</u>	<u>Not Filed</u> Reports shall be considered Not Filed when it has surpassed 5 business days from reporting deadline.	<u>Late File or Not Amended/Corrected</u>
	\$300	\$25/business day past deadline date
<u>B. Organizational Report</u> 3 GCA § 17106	\$1,000	\$100/business day past threshold date
<u>C. Amended Organizational Reports</u> 3 GCA § 17107 (b)	\$500	\$50/business day past deadline date
<u>II. REPORTING</u>		
<u>A. Quarterly Reports</u> 3GCA § 17116 (a) & (b)	<u>Not Filed</u> Reports shall be considered Not Filed when it has	<u>Late File or Not Amended/Corrected</u>

COMMITTEE MARK UP VERSION

	surpassed 5 business days from reporting deadline.	
	\$500	\$50/business day past deadline date
B. Preliminary and Final Election Reports 3 GCA § 17116 (a)	\$500	\$50/business day past deadline date
C. Filing Substantially Defective or Deficient Reports <u>*Requires notification to Candidate/Committee by first class mail 3 GCA § 17102 (a)</u> - ï <u>No fine shall be imposed if the deficient report is corrected, and a written explanation is provided within 7 business days from the date of notice</u> - ï <u>\$50 per business day shall be imposed if the deficient report is corrected and a written explanation is provided after 7 business days from date of notice:</u> - ï <u>\$500 shall be imposed if the deficient report is not corrected and no written explanation is provided after 15 business days from date of notice</u>		
D. Reports Not Certified 3 GCA §§ 17103 & 17114 - ï <u>The GEC shall only receive reports containing the required certifications:</u> - o <u>Candidate Committees: the GEC shall not receive reports that are not certified as correct by both the candidate and the treasurer.</u> - o <u>All Other Committees: the GEC shall not receive reports that are not certified as correct by the party, or committee treasurer, or the deputy treasurer, or the chairman, thereof, in that order.</u> - ï <u>The GEC may accept a report pending the respective certification of the candidate, treasurer, and/or chairman upon written request if they are physically unable to certify a report, provided that the report is certified prior to the GEC's quarterly review of reports.</u>		
E. False Reports	\$1,000	
III. FINANCIAL INSTITUTION		

COMMITTEE MARK UP VERSION

A. <u>Failure to Report All Banks, Safety Deposit Boxes, or Other Depositories and Applicable Account Numbers in Organizational Report</u>	\$100		
B. <u>Failure to Make Timely Deposit(s) of Contribution(s) 3 GCA § 17109 (a)</u>	\$100		
IV. <u>CONTRIBUTIONS</u>			
<u>All contributions made and/or received in violation of Chapter 17 of Title 3 GCA shall be subject to the fines listed below and, unless otherwise stated, be escheat to the Government of Guam.</u>			
A. <u>Improper Transfer of Contributions/Funds</u> 3 GCA § 17110 (a)(2)	<u>\$100 + Return of contribution to donor committee</u>		
B. <u>False Name Contribution</u> 3 GCA § 17112	<u>\$1,000</u>		
C. <u>Anonymous Contribution</u> 3 GCA § 17111(c)	<u>Any anonymous contributions received and not allowed by 3 GCA § 17111 shall be returned to the donor. If the donor cannot be identified, the contribution shall escheat to the Government of Guam.</u>		
D. <u>Excess/Unallowed Corporate Contributions, or Unallowed Bank & Labor Organization Contribution</u> 3 GCA § 17113 (b)	<u>Bank, Corporation, or Labor Organization</u>	<u>Bank/Corporation/ Labor Organization Officer or Director</u>	<u>Recipient</u>
	<u>\$5,000</u>	<u>\$1,000</u>	<u>\$1,000</u>
E. <u>Excess Contributions from Individuals</u> 3 GCA § 17113 (a)	<u>Amount Exceeding Contribution Limit</u>		<u>Fine Imposed</u>
	<u>\$1 to \$250</u>		<u>\$100</u>
	<u>\$251 to \$500</u>		<u>\$200</u>
	<u>\$501 to \$1,000</u>		<u>\$350</u>
	<u>\$1,001 to \$3,000</u>		<u>\$500</u>

COMMITTEE MARK UP VERSION

	<u>\$3,001 to \$4,999</u>	<u>\$750</u>
	<u>\$5,000 or more</u>	<u>\$1,000</u>
F. <u>Fail to Report Contribution</u> 3 GCA § 17109	<u>\$250 per contribution not reported</u>	
G. <u>Failure to Issue Receipts</u> 3 GCA § 17109 (d)	<u>\$50 per contribution of more than \$250 accepted without issuance of receipt</u>	
V. <u>EXPENDITURES</u>		
A. <u>Prohibited Use of Campaign Funds</u> 3 GCA § 17110 (a)(1)	<u>50% of prohibited amount + personal reimbursement to the campaign</u>	
B. <u>Advertisements</u> 3 GCA § 17120 (e)	<u>\$50/advertisement that lacks required disclosures</u> <u>-Not to exceed aggregate amount of \$5,000</u>	
C. <u>Failure to Report Expenditure</u> 3 GCA §§ 17116(c) & 17118 (a)(3)	<u>\$250 per expenditure(s) not reported</u>	
VI. <u>DISSOLUTION</u>		
A. <u>Disposition of Campaign Funds</u>	<u>Filed Within 20 days After Activities Cease</u>	<u>Filed After 20 days After Activities Cease</u>
	<u>N/A</u>	<u>\$50/business day</u>
VII. <u>OTHER</u>		
A. <u>Recordkeeping</u>	<u>\$1,000 (if no records, receipts, bills, invoices, etc.)</u>	

§ 3115. Procedures for Documenting Efforts to Identify Donors prior to Escheatment.

(a) Duty to Attempt Donor Identification. Before any campaign contribution may be escheated to the Government of Guam due to donor anonymity or excess contribution violations, the candidate, committee, or

COMMITTEE MARK UP VERSION

1 treasurer must make a good faith effort to identify the donor and return the
2 contribution.

3 (b) Documented Steps Required. The following steps, at a minimum, shall
4 be taken and documented by the candidate or committee in attempting to identify
5 an anonymous donor or return excess contributions:

6 (1) Review of Records: Examine all contribution logs, sign-in sheets,
7 event attendance lists, and online payment receipts for any
8 indication of the donor's identity.

9 (2) Bank Inquiry: If the contribution was made by check, money order,
10 or other traceable instrument, contact the financial institution to
11 determine the name associated with the instrument, to the extent
12 permitted by law.

13 (3) Public Notice (Optional for Contributions $\geq$ \$250): If internal
14 records do not yield identifying information and the contribution
15 exceeds two hundred fifty dollars (\$250.00), the candidate or
16 committee may post a notice on their campaign website or social
17 media account requesting the donor to come forward.

18 (4) Attempted Return: If partial identifying information (e.g., first name
19 or initials) is available, attempt to return the funds via available
20 mailing address, email, or contact number.

21 (c) Required Documentation. The candidate or committee must prepare
22 and retain a written memorandum outlining:

23 (1) The amount and date of the contribution;

24 (2) A description of the form of contribution (e.g., cash, check,
25 online);

26 (3) Each step taken to identify the donor;

27 (4) The result of each step;

COMMITTEE MARK UP VERSION

(5) Whether the contribution was ultimately returned or escheated;

(6) A copy of any public notice or correspondence related to the return.

(d) Submission to GEC. If the contribution cannot be returned, a copy of the written memorandum, along with the escheated amount payable to the Treasurer of Guam, must be submitted to the Guam Election Commission within fifteen (15) business days of concluding the identification efforts.

(e) Escheatment. If the donor cannot be identified after completion of the above process, the funds shall be escheated to the Government of Guam in accordance with 3 GCA § 17111(c). No such contribution shall be retained or used by the candidate or committee.

§ 3116. Rule Amendments.

(a) Petition for Adoption of Rules. Any person may petition the Guam Election Commission requesting the promulgation, amendment, or repeal of any rule. Said petition shall be in writing and should fully state reasons and factual basis for such request. The adoption of any promulgation, amendment, or repeal of any rule shall be in accordance with the Administrative Adjudication Process stipulated in 5 GCA Chapter 9.

(b) Public Hearing. In the event a petition made is granted, a public hearing on the matter shall be conducted within thirty (30) days of receipt of such petition as provided by the Administrative Adjudication Law (5 GCA Chapter 9, Article 3).

Section 3. Adoption. The updated Guam Election Commission Organizational Report form attached herewith as Exhibit A, the Election Campaign Contributions and Expenditures Report form attached herewith as Exhibit B, and the Report of Dissolution form, attached herewith as Exhibit C are

COMMITTEE MARK UP VERSION

1 hereby adopted by *I Liheslaturan Guåhan* pursuant to Chapter 17, Title 3, Guam
2 Code Annotated and Chapter 9, Title 5, Guam Code Annotated, the
3 Administrative Adjudication Law.

4 **Section 4. Effective Date.** This Act shall be effective upon enactment.

 GUAM ELECTION COMMISSION Kumision Eleksion Guahan 241 Farenholt Ave., 2nd Floor, Ste. 202 Oka Bldg., Tamuning, Guam 96913 Website: http://gec.guam.gov E-mail: eccec@gec.guam.gov Tel: (671) 477-9791 Fax: (671) 477-1895			
		Date: _____	
Name of Candidate, Party, Organization, or Committee: _____			
Elected Office Sought and Election Year: _____			
Purpose, Question, or Issue: _____			
Address: _____		Political Party: _____	
		Zip Code: _____	
Tel No: _____	Fax No: _____	Email: _____	
CAMPAIGN TREASURER / DEPUTY TREASURERS			
Campaign Treasurer: _____		Tel No.: _____	
Address: _____		Email: _____	
Deputy Campaign Treasurer: _____		Tel No.: _____	
Address: _____		Email: _____	
Deputy Campaign Treasurer: _____		Tel No.: _____	
Address: _____		Email: _____	
Deputy Campaign Treasurer: _____		Tel No.: _____	
Address: _____		Email: _____	
Deputy Campaign Treasurer: _____		Tel No.: _____	
Address: _____		Email: _____	
Deputy Campaign Treasurer: _____		Tel No.: _____	
Address: _____		Email: _____	
CAMPAIGN CHAIRPERSON / DEPUTY CHAIRPERSON			
Campaign Chairperson: _____		Tel No.: _____	
Address: _____		Email: _____	
Deputy Campaign Chairperson: _____		Tel No.: _____	
Address: _____		Email: _____	
SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT			

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FINANCIAL INSTITUTION			
STARTING BALANCE	BANK NAME AND ADDRESS	ACCOUNT NUMBER	ENDING BALANCE
\$ -			\$ -
\$ -			\$ -

Use one line per campaign bank account.

CONTRIBUTIONS

"Contributions" means a gift, subscription, loan, advance, deposit of money, or anything of value, or cancellation of a debt or legal obligation, as defined in 3 GCA § 17101(f). **ALL corporate contributions shall be reported regardless of amount.**
(Use additional sheets if needed.)

I. CASH CONTRIBUTIONS

Contributions of more than \$100 received from individuals.

AMOUNT	NAME OF INDIVIDUAL DONOR	ADDRESS OF DONOR	DATE RECD	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See A-8 Attachment I. - Cash Contributions			
\$ -	(1) Total amount of Cash Contributions this reporting period.			
\$ -	(1a) Cumulative Total of Cash Contributions from last report.			
\$ -	(1b) Sub-Total of Cash Contributions (1 + 1a = 1b)			

II. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS \$25 OR LESS

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE RECD	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See A-9 Attachment II. - Fundraising Events \$25 or Less			
\$ -	(2) Total Aggregate Contributions this reporting period.			
\$ -	(2a) Cumulative Total of Aggregate Contributions from last report.			
\$ -	(2b) Sub-Total of Aggregate Contributions (2 + 2a = 2b)			

III. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$25 AND \$100 OR LESS

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE RECD	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See A-10 Attachment III. - Fundraising Events More Than \$25 and \$100 or Less			
\$ -	(3) Total Aggregate Contributions this reporting period.			
\$ -	(3a) Cumulative Total of Aggregate Contributions from last report.			
\$ -	(3b) Sub-Total of Aggregate Contributions (3 + 3a = 3b)			

IV. CONTRIBUTIONS FROM FUNDRAISING EVENTS MORE THAN \$100 PER TICKET

AMOUNT	NAME OF INDIVIDUAL DONOR	ADDRESS OF DONOR	EVENT, DATE, & TICKET PRICE	DATE RECD	DATE DEP.
\$ -					
\$ -					
\$ -					
\$ -	See A-11 Attachment IV. - Fundraising Events More Than \$100				
\$ -	(4) Total Fundraising Contributions (>\$100) this reporting period.				
\$ -	(4a) Cumulative Total of Fundraised Contributions from last report.				
\$ -	(4b) Sub-Total of Fundraised Contributions (4 + 4a = 4b)				

Initials

V. NON-MONETARY PERSONAL SERVICES CONTRIBUTIONS

All personal and related services, contract, promise or agreement to make contribution for personal services of \$100.00 or more.

ESTIMATED VALUE	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (5) Total Non-Monetary Contributions this reporting period.
\$ - (5a) Cumulative Total of Non-Monetary Contributions from last report.
\$ - (5b) Sub-Total of Non-Monetary Contributions (5 + 5a = 5b)

VI. NON-MONETARY GOODS AND/OR CONTRACTS CONTRIBUTIONS

All goods or contracts, promise, or agreement to make contribution of goods more than \$100 in value.

ESTIMATED VALUE	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (6) Total Non-Monetary Contributions this reporting period.
\$ - (6a) Cumulative Total of Non-Monetary Contributions from last report.
\$ - (6b) Sub-Total of Non-Monetary Contributions (6 + 6a = 6b)

VII. EARMARKED CONTRIBUTIONS

Contributions received from donors designated for specified campaign expenses.

AMOUNT	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (7) Total Non-Monetary Contributions this reporting period.
\$ - (7a) Cumulative Total of Non-Monetary Contributions from last report.
\$ - (7b) Sub-Total of Non-Monetary Contributions (7 + 7a = 7b)

Initials

VII. Pursuant to 3 GCA § 17109(c), persons who have made a contribution of his/her own money or property or money of another person totaling more than \$100 at this time and not previously reported.

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Initials

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EXPENDITURES

"Expenditures" means any purchase or transfer of money or anything of value or promise or agreement to purchase or transfer of money or anything of value, or payment incurred or made, or the use or consumption of a non-monetary contribution for the purposes prescribed under 3 GCA § 17101(h)(A)(B)(C). **Expenditures by a candidate of his or her own funds for the purposes prescribed under 3 GCA § 17101(h)(A)(B)(C) must also be reported herein.**

I. FUNDS EXPENDED

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	See A-12 Attachment I. - Funds Expended			
\$ -	(1) Total Funds Expended this reporting period.			
\$ -	(1a) Cumulative Total of Funds Expended from last report.			
\$ -	(1b) Sub-Total of Funds Expended (1 + 1a = 1b)			

II. INCURRED EXPENSES

Pending payments for services rendered/products received in aid of a campaign.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	See A-13 Attachment II. - Incurred Expenses			
\$ -	(2) Total Incurred Expenditures this reporting period.			
\$ -	(2a) Cumulative Total of Incurred Expenditures from last report.			
\$ -	(2b) Sub-Total of Incurred Expenditures (2 + 2a = 2b)			

III. NON-MONETARY PERSONAL SERVICES EXPENDITURES

The consumption of all personal and related services, contracts, promises, or agreements expended for personal services in aid of a campaign.

ESTIMATED VALUE	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	See A-14 Attachment III. - Non-Monetary Personal Expenses			
\$ -	(3) Total Non-Monetary Expenditures this reporting period.			
\$ -	(3a) Cumulative Total of Non-Monetary Expenditures from last report.			
\$ -	(3b) Sub-Total of Non-Monetary Expenditures (3 + 3a = 3b)			

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The consumption of all goods or contracts, promise, or agreement expended for goods in aid of a campaign.

ESTIMATED	NAME OF PAYEE	ADDRESS OF PAYEE
-----------	---------------	------------------

V. EARMARKED EXPENDITURES

Disbursement of earmarked contributions for use as specified.

CONTRIBUTIONS AND EXPENDITURES SUMMARY

\$	-	Balance Brought Forward from the		<u>Election</u>
\$	-	CURRENT BALANCE		
		(GRAND TOTAL CONTRIBUTIONS AND EXPENDITURES +		
		BALANCE BROUGHT FORWARD FROM THE		(ELECTION)

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AFFIRMATION AND SIGNATURE OF TREASURER

I, _____ do hereby swear that I have used all reasonable diligence in preparing this ORGANIZATIONAL REPORT, and that it is a true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of the campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

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SIGNATURE OF TREASURER

Subscribed and Sworn to before me on this _____ day of _____, 20_____

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NOTARY PUBLIC in and for Guam:
My Commission expires:

AFFIRMATION AND SIGNATURE OF CANDIDATE / SPONSOR/CHAIRPERSON

I, _____ do hereby swear that I have used all reasonable diligence in preparing this ORGANIZATIONAL REPORT, and that it is a true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of my campaign/support of a candidate(s), purpose of organization, or ballot question question or issue.

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SIGNATURE OF CANDIDATE / SPONSOR/CHAIRPERSON

Subscribed and Sworn to before me on this _____ day of _____, 20_____

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NOTARY PUBLIC in and for Guam:
My Commission expires:

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\$ - TOTAL (To be placed on page A-2 item I. Cash Contributions)

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[illegible][illegible]

A-9

CONTRIBUTIONS Attachment III. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$25 AND \$100 OR LESS

[illegible]

CORPORATE CONTRIBUTORS

[illegible]

\$ - TOTAL (To be placed on page A-2 item III. Aggregate Contributions from Fundraising Events of More than \$25 and \$100 or less)

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EXPENDITURES Attachment II. INCURRED EXPENSES[illegible]

\$ - TOTAL (To be placed on page A-5 item II. Incurred Expenses)

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GUAM ELECTION COMMISSION

Kumision Eleksion Guahan
241 Farenholt Ave. Yoka Bldg. Ste. 202 Tamuning, Guam 96913
Website: www.gec.guam.gov E-mail: eecer@gec.guam.gov



ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT

Name of Candidate, Party: _____

Organization, or Committee: _____

Elected Office Sought/Purpose/Ballot Question or Issue: _____

Address: _____

Political Party: _____

Zip Code: _____

Tel No: _____

Fax No: _____

E-mail: _____

This report is for (check appropriate boxes):

ELECTION YEAR: _____

☐ PRIMARY ELECTION

☐ GENERAL ELECTION

☐ SPECIAL ELECTION

☐ Preliminary Report

☐ Preliminary Report

☐ Preliminary Report

☐ Final Report

☐ Final Report

☐ Final Report

☐ Supplemental Report

☐ Supplemental Report

☐ Supplemental Report

I, _____, do hereby swear

that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT**, and that it is a true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of my campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF CANDIDATE/CHAIRPERSON

Subscribed and Sworn to before me on this _____ day of _____, 20____.

NOTARY PUBLIC in and for Guam.

My Commission expires: _____

I, _____, do hereby swear

that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT**, and that it is a true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of the campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF TREASURER

Subscribed and Sworn to before me on this _____ day of _____, 20____.

NOTARY PUBLIC in and for Guam.

My Commission expires: _____

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FINANCIAL INSTITUTION

Use one line per campaign bank account.

STARTING BALANCE	BANK NAME AND ADDRESS	ACCOUNT NUMBER	ENDING BALANCE
\$ -			\$ -
\$ -			\$ -

CONTRIBUTIONS

"Contributions" means a gift, subscription, loan, advance, deposit of money, or anything of value, or cancellation of a debt or legal obligation, as defined in 3 GCA § 1710(f). ALL corporate contributions shall be reported regardless of amount. (Use additional sheets if needed.)

I. CASH CONTRIBUTIONS

Contributions of more than \$100 received from individual donors.

AMOUNT	NAME OF INDIVIDUAL DONOR	ADDRESS OF DONOR	DATE RECEIVED	DATE DEPOSITED
\$ -				
\$ -				
\$ -				
\$ -	See B-7 Attachment I. Cash Contributions			

\$ -	(1) Total amount of Cash Contributions this reporting period.
\$ -	(1a) Cumulative Total of Cash Contributions from last report.
\$ -	(1b) Sub-Total of Cash Contributions (1 + 1a = 1b)

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II. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS \$25 OR LESS.

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE RECEIVED	DATE DEPOSITED
\$ -				
\$ -				
\$ -				
\$ -	See B-8 Attachment II. Fundraising Events \$25 or Less			
\$ -	(2) Total Aggregate Contributions this reporting period.			
\$ -	(2a) Cumulative Total of Aggregate Contributions from last report.			
\$ -	(2b) Sub-Total of Aggregate Contributions (2 + 2a = 2b)			

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III. AGGREGATE CONTRIBUTIONS FROM FUNDRAISING EVENTS OF MORE THAN \$25 AND \$100 OR LESS

AMOUNT	FUNDRAISING EVENT, DATE, AND TICKET PRICE	LOCATION	DATE RECEIVED	DATE DEPOSITED
\$ -				
\$ -				
\$ -				
\$ -	See B-9 Attachment III. Fundraising Events More Than \$25 and \$100 or Less			

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\$ -	(3) Total Aggregate Contributions this reporting period.
\$ -	(3a) Cumulative Total of Aggregate Contributions from last report.
\$ -	(3b) Sub-Total of Aggregate Contributions (3 + 3a = 3b)

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IV. CONTRIBUTIONS FROM FUNDRAISING EVENTS MORE THAN \$100 PER TICKET

AMOUNT	NAME & ADDRESS OF INDIVIDUAL DONOR	EVENT, DATE, & TICKET PRICE	DATE REC'D	DATE DEP.
\$ -				
\$ -				
\$ -				
\$ -	See B-10 Attachment IV. - Fundraising Events More Than \$100			

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\$ -	(4) Total Fundraising Contributions (>\$100) this reporting period.
\$ -	(4a) Cumulative Total of Fundraised Contributions from last report.
\$ -	(4b) Sub-Total of Aggregate Contributions (4 + 4a = 4b)

Initials

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V. NON-MONETARY PERSONAL SERVICES CONTRIBUTIONS

All personal and related services, contracts, promises or agreements to make contribution for personal services of \$100.00 or more.

ESTIMATED VALUE	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
--------------------	---------------	------------------	--------------------------------	---------------

\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (5) Total Non-Monetary Contributions this reporting period.\$ - (5a) Cumulative Total of Non-Monetary Contributions from last report.\$ - (5b) Sub-Total of Non-Monetary Contributions (5 + 5a = 5b)

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VI. NON-MONETARY GOODS AND/OR CONTRACTS CONTRIBUTIONS

All goods or contracts, promises, or agreements to make contribution of goods of \$100.00 or more.

ESTIMATED VALUE	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
--------------------	---------------	------------------	--------------------------------	---------------

\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (6) Total Non-Monetary Contributions this reporting period.\$ - (6a) Cumulative Total of Non-Monetary Contributions from last report.\$ - (6b) Sub-Total of Non-Monetary Contributions (6 + 6a = 6b)

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VII. EARMARKED CONTRIBUTIONS

Contributions received from donors designated for specified campaign expenses.

AMOUNT	NAME OF DONOR	ADDRESS OF DONOR	DESCRIPTION OF CONTRIBUTION	DATE RECEIVED
--------	---------------	------------------	--------------------------------	---------------

\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (7) Total Non-Monetary Contributions this reporting period.\$ - (7a) Cumulative Total of Non-Monetary Contributions from last report.\$ - (7b) Sub-Total of Non-Monetary Contributions (7 + 7a = 7b)Initials

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VII. Pursuant to 3 GCA § 17109(c), persons who have made a contribution of his/her own money or property or money of another person totaling more than \$100 at this time and not previously reported.

[illegible]

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<u>EXPENDITURES</u>	
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"Expenditures" means any purchase or transfer of money or anything of value or promise or agreement to purchase or transfer of money or anything of value, or payment incurred or made, or the use or consumption of a non-monetary contribution, as defined in 3 GCA § 17101(h). Expenditures by a candidate of his or her own funds for the purposes prescribed under 3 GCA § 17101(h) must also be reported herein.

I. FUNDS EXP

[illegible]

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II. INCURRED E

Pending payments for services rendered/products received in aid of a campaign.

[illegible]

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III. NON-MONET

The consumption of all personal and related services, contracts, promises, or agreements expended for personal services in aid of a campaign.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -	Sec B-13 Attachment III, Non-Monetary Personal Services Expenditures			
\$ -	(3) Total Non-Monetary Expenditures this reporting period.			
\$ -	(3a) Cumulative Total of Non-Monetary Expenditures from last report.			
\$ -	(3b) Sub-Total of Non-Monetary Expenditures (3 + 3a = 3b)			

Initials

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IV. NON-MONETARY GOODS AND/OR CONTRACTS EXPENDITURES

The consumption of all goods or contracts, promise, or agreement expended for goods in aid of a campaign.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (4) Total Non-Monetary Expenditures this reporting period.
\$ - (4a) Cumulative Total Non-Monetary Expenditures from last report.
\$ - (4b) Sub-Total of Non-Monetary Expenditures (4 + 4a = 4b)

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V. EARMARKED EXPENDITURES

Disbursement of earmarked contributions for use as specified.

AMOUNT	NAME OF PAYEE	ADDRESS OF PAYEE	PURPOSE	DATE
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				
\$ -				

\$ - (5) Total Non-Monetary Expenditures this reporting period.
\$ - (5a) Cumulative Total Non-Monetary Expenditures from last report.
\$ - (5b) Sub-Total of Non-Monetary Expenditures (5 + 5a = 5b)

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CONTRIBUTIONS AND EXPENDITURES SUMMARY

CONTRIBUTIONS: \$ - (1b) Sub-Total Cash Contributions.
\$ - (2b) Sub-Total Aggregate Contributions (Fundraising Events \$25 or less).
\$ - (3b) Sub-Total Aggregate Contributions (" " >\$25 and \$100 or less).
\$ - (4b) Sub-Total Contributions from Fundraising Events >\$100.
\$ - (5b) Sub-Total Personal Services Contributions.
\$ - (6b) Sub-Total Goods and/or Contracts Contributions.
\$ - (7b) Sub-Total Earmarked Contributions.
\$ - **GRAND TOTAL CONTRIBUTIONS (1b + 2b + 3b + 4b + 5b + 6b+7b)**

EXPENDITURES: \$ - (1b) Sub-Total Funds Expended.
\$ - (2b) Sub-Total Incurred Expenditures.
\$ - (3b) Sub-Total Personal Services Expenditures.
\$ - (4b) Sub-Total Goods and/or Contracts Expenditures.
\$ - (5b) Sub-Total Earmarked Expenditures.
\$ - **GRAND TOTAL EXPENDITURES (1b + 2b + 3b + 4b + 5b)**

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SURPLUS/

DEFICIT: \$ - **GRAND TOTAL CONTRIBUTIONS MINUS GRAND TOTAL EXPENDITURES** (Negative=Deficit / Positive=Surplus)

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\$ - Balance forward from Election

\$ - **CURRENT BALANCE**

(GRAND TOTAL CONTRIBUTIONS AND EXPENDITURES +

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CONTRIBUTIONS Attachment I. CASH CONTRIBUTIONS

[illegible]

TOTAL (To be placed on page B-2 item I. Cash Contributions)

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Initials

B-8

[illegible][illegible]

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[illegible]

\$ - TOTAL (To be placed on page B-5 item I, Funds Expended)

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EXPENDITURES Attachment II. INCURRED EXPENSES	
AMOUNT	NAME OF PAYEE

[illegible]

\$	-	TOTAL (To be placed on page B-5 item II. Incurred Expenses)
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GUAM ELECTION COMMISSION

Kumision Ilekshon Guahan

241 Farenholt Ave. Y Oka Bldg. Ste. 202 Y Tamuning, Guam 96913
Website: www.gec.guam.gov YE-mail: gec@gec.guam.gov**DISSOLUTION REPORT**

Name of Candidate, Party:

Organization, or Committee:

Elected Office Sought/Purpose/Ballot Question or Issue:

Address:

Political Party:

Zip Code:

Tel No:

Fax No:

E-mail:

This Dissolution Report is for **ELECTION YEAR:**

The candidate/committee expects to receive no further contributions and make no further expenditures for the purpose for which the organization was established. Any remaining funds were disposed in the following manner (check all that apply):

- ☐ Funds were brought over to the candidate's newly established organization (for the same office).
☐ Funds were contributed to the candidate's political party.
☐ Funds were escheated to the Government of Guam (i.e. the candidate had no party affiliation).
☐ Funds were contributed to another candidate of the same office with the same political party affiliation.

I, _____, do hereby swear that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN REPORTS**, and that they are true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of my campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF CANDIDATE/CHAIRPERSON

Subscribed and Sworn to before me on this

day of

20

NOTARY PUBLIC in and for Guam.

My Commission expires:

I, _____, do hereby swear that I have used all reasonable diligence in preparing the foregoing **ELECTION CAMPAIGN REPORTS**, and that they are true, full, and explicit accounting of all contributions received and expenses incurred to date in aid of the campaign/support of a candidate(s), purpose of organization, or ballot question or issue.

SIGNATURE OF TREASURER

Subscribed and Sworn to before me on this

day of

20

NOTARY PUBLIC in and for Guam.

My Commission expires:

SUBMIT ONE ORIGINAL AND ONE ELECTRONIC EXCEL FORMAT

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COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guahan

38th Guam Legislature

September 22, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Fiscal Note for Bill No. 189-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note for the following bill:

Bill No. 189-38 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly copy the same to Management Information Services (MIS) for posting on our website.



Bureau of Budget & Management Research
Fiscal Note of Bill No. 189-38 (COR)

AN ACT TO REPEAL AND REENACT CHAPTER 3, TITLE 6, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND ADOPT THE ATTACHED EXHIBITS A, EXHIBIT B AND EXHIBIT C, RELATIVE TO UPDATING THE GUAM ELECTION COMMISSION ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES RULES AND REGULATIONS AND REPORT FORMS.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Election Commission (GEC)	Dept./Agency Head: Maria Pangelinan, Executive Director
Department's General Fund (GF) appropriation(s) to date:	\$2,344,642
Department's Other Fund appropriation(s) to date:	\$0
Total Department/Agency Appropriation(s) to date:	\$2,344,642

Fund Source Information of Proposed Appropriation

	General Fund:	Special Fund (Specify):	Total:
FY 2024 Unreserved Fund Balance	\$0	\$0	\$0
FY 2025 Adopted Revenues	\$0	\$0	\$0
FY2025 Appropriations (P.L. 37-125)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of FY 2025 (if applicable)	FY 2026	FY 2027	FY 2028	FY 2029
General Fund	1/	1/	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	1/	1/	\$0	\$0	\$0	\$0

- | | | |
|---|------------|---------|
| 1. Does the bill contain "revenue generating" provisions? | / / Yes | /X/ No |
| If Yes, see attachment | | |
| 2. Is amount appropriated adequate to fund the intent of the appropriation? | /X/ N/A | / / Yes |
| If no, what is the additional amount required? | /X/ N/A | / / No |
| 3. Does the Bill establish a new program/agency? | / / Yes | /X/ No |
| If yes, will the program duplicate existing programs/agencies? | /X/ N/A | / / Yes |
| Is there a federal mandate to establish the program/agency? | / / Yes | /X/ No |
| 4. Will the enactment of this Bill require new physical facilities? | / / Yes | /X/ No |
| 5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: | / / Yes | /X/ No |
| /X/ Requested agency comments not received by due date | / / Other: | |

Analyst: 	Date: 7/19/25	Director: 	Date: SEP 22 2025
Arthur R. Mariano, B&MA Supervisor		Lester L. Carlson, Jr.	

Notes:

The subject legislation proposes to repeal and reenact the Guam Administrative Rules & Regulations and adopt pertinent Exhibits A, B & C, relative to updating the GEC's campaign contributions and expenditures rules and regulations and report forms. It should be noted that §§ 3113 and 3114, cited in Section 2 of the proposed legislation, imposes fines for exceeding contribution limits and fines in general for persons, corporations, organizations or associations who violate provisions in Title 3 GCA, Chapter 17. While there is a potential fiscal impact relative to revenues from fines collected, the Bureau is unable to determine the estimated fiscal impact absent additional information from the GEC including data on past contribution and reporting violations, etc. It should be noted that the GEC did not provide a response to BBMR as of the date this fiscal note was prepared.