

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
138-38 (COR) As amended by the Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement; and further amended on the Floor.	V. Anthony Ada Telo T. Taitague Therese M. Terlaje Chris Barnett Frank F. Blas, Jr. Vincent A.V. Borja Jesse A. Lujan Tina Rose Muña-Barnes William A. Parkinson Sabina Flores Perez Sabrina Salas Matanane	AN ACT TO <i>AMEND</i> §7.58 OF ARTICLE 2, CHAPTER 7, TITLE 9 GUAM CODE ANNOTATED RELATIVE TO HOLDING PERSONS CRIMINALLY RESPONSIBLE FOR CRIMES COMMITTED AFTER KNOWINGLY, WILLINGLY OR INTENTIONALLY CONSUMING ALCOHOL AND OTHER SUBSTANCES BY REPEALING THE LIMITATIONS OF THE INTOXICATION DEFENSE.	5/8/25 1:21 p.m.	5/15/25	Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement.	Request: 5/15/25 Waiver: 5/19/25	7/10/25 9:00 a.m.	12/23/25 As Amended.	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	LAPSED	NOTES	
	1/26/26	AN ACT TO <i>AMEND</i> § 7.58 OF ARTICLE 2, CHAPTER 7, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO HOLDING PERSONS CRIMINALLY RESPONSIBLE FOR CRIMES COMMITTED AFTER KNOWINGLY, WILLINGLY OR INTENTIONALLY CONSUMING ALCOHOL AND OTHER SUBSTANCES BY REPEALING THE LIMITATIONS OF THE INTOXICATION DEFENSE.	1/29/26	1/29/26	2/10/26	38-94	2/11/26	Received: 2/13/26 Mess and Comm. Doc. No. 38GL-26-1934	



OFFICE OF THE SPEAKER
FRANK F. BLAS, JR.

38TH GUAM LEGISLATURE – *I Mina'trentai Ocho Na Liheslaturan Guåhan*

163 Chalan Santo Papa, Hagåtña, Guam 96910 • Tel: (671) 969-6456, (671) 969-0628, (671) 969-6023 • email: speakerblas@guamlegislature.gov

February 13, 2026

Speaker
38th Guam Legislature
Guam Congress Building
163 Chalan Papa Santo
Hagåtña, Guam

38GL-26-1934
OFFICE OF THE SPEAKER
FRANK F. BLAS JR.

FEB 13 2026

Time: 1:00pm

Received: [Signature]

Buenas yan Håfa adai Speaker,

Pursuant to Rule III, Section 3.01 of *I Oden Areklamento, I Mina'trentai Ocho Na Liheslaturan Guåhan* Attached, you will find the letter titled "Notice of Lapse of Bills into Law Pursuant to the Organic Act of Guam." This document was formally sent to *I Maga'hågan Guåhan* on February 12, 2026, following the relevant communications received from *I Maga'hågan Guåhan* on February 11, 2026.

hu agradezi,

FRANK F. BLAS, JR.
Speaker

Attachments: 3



38GL-26-1934
Messages and Communications

RECEIVED
COMMITTEE ON RULES
February 13, 2026

4:11 p.m.

Marie Crisostomo



OFFICE OF THE SPEAKER
FRANK F. BLAS, JR.

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February 12, 2026

The Hon. Lourdes A. Leon Guerrero, Governor
Office of the Governor of Guam
Ricardo J. Bordallo Governor's Complex
513 W. Marine Corps Drive
Hagatna, Guam 96910

RE: Notice of Lapse of Bills into Law Pursuant to the Organic Act of Guam

Håfa Adai Maga'hågan,

Please be advised that the Bills were transmitted to your office on January 29, 2026, at 7:04 p.m.

On February 11, 2026, you returned the following bills without your signature:

Bill No 79-38 (COR), "AN ACT TO AUTHORIIZE *I MAGA'HÅGAN GUAHÅN* TO SELL A PORTION OF BLOCK 8 IN NEW AGAT DESIGNATED AS BLOCK 8 PARK AREA AND TO DEPOSIT THE PROCEEDS OF THE SALE INTO THE CHAMORRO LAND TRUST INFRASTRUCTURE AND SUVEY FUND."

Bill 251-38 (COR), "AN ACT TO AMEND § 31101 OF CHAPTER 31, DIVISION 4, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM COMMUNITY COLLEGE BOARD OF TRUSTEE COMPOSITION TO ENHANCE BUSINESS AND INDUSTRY REPRESENTATION."

You also returned the following bills with your signature dated February 11, 2026:

Bill No. 138-38 (COR), "AN ACT TO AMEND § 7.58 OF ARTICLE 2, CHAPTER 7, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO HOLDING PERSONS CRIMINALLY RESPONSIBLE FOR CRIMES COMMITTED AFTER KNOWINGLY, WILLINGLY OR INTENTIONALLY CONSUMING ALCOHOL AND OTHER SUBSTANCES BY REPEALING THE LIMITATIONS OF THE INTOXICATION DEFENSE."

Bill No. 150-38 (LS), "AN ACT TO REZONE LOT NO. 5228-R4-R2-1 (PORTION) IN THE MUNICIPALITY OF BARRIGADA FROM AGRICULTURAL ("A") TO LIGHT INDUSTRIAL ("M-1")."

Bill No. 162-38 (COR), "AN ACT TO AMEND § 19.50 OF CHAPTER 19, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO ADDING FINES AND STRONGER PENALTIES FOR TERRORISTIC CONDUCT INCLUDING BOMB SCARE THREATS."

Bill No. 169-38 (COR), "AN ACT TO AMEND ARTICLE 8 OF CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING GUAM COMMUNITY HEALTH CENTERS AS AN AUTONOMOUS AGENCY."

Bill No. 195-38 (COR), "AN ACT TO ADD A NEW § 849.18 TO CHAPTER 8, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO RENAMING THE GEORGE WASHINGTON FOOTBALL FIELD AS THE LORING SANTOS CRUZ FIELD."

Bill No. 202-38 (COR), "AN ACT TO ADD A NEW CHAPTER 56 TO DIVISION 5 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE 'GUAM VETERANS HIGHER EDUCATION BENEFITS ACT.'"



OFFICE OF THE SPEAKER
FRANK F. BLAS, JR.

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Bill No. 215-38 (COR), “AN ACT TO ADD A NEW SUBSECTION (e) TO § 21103 OF CHAPTER 21, DIVISION 2, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO WAIVING SANITARY PERMIT FEES FOR STUDENT SUPPORT FUNDRAISERS.”

Bill No. 217-38 (COR), “AN ACT TO ADD A NEW § 70124 TO CHAPTER 70, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING LICENSED ELECTRICIANS TO CONDUCT WEATHERHEAD INSPECTIONS AND CERTIFICATION.”

Bill No. 235-38 (COR), “AN ACT TO AMEND § 58D108 OF CHAPTER 58, TITLE 5, GUAM CODE ANNOTATED, AND TO AMEND SECTION 8 OF CHAPTER I OF PUBLIC LAW 38-60, RELATIVE TO FINANCING AND PREDEVELOPMENT STAGE EXPENSES FOR THE SIMON A. SANCHEZ HIGH SCHOOL PROJECT.”

Bill No. 240-38 (LS), “AN ACT TO AMEND § 61309, ARTICLE 3, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ADDING TEMPORARY WORKFORCE HOUSING AS A PERMITTED USE FOR M1 LIGHT INDUSTRIAL ZONES.”

The Organic Act also requires the Governor to sign all bills the Governor intends to approve within ten days of its presentation. Bill No. 138-38 (COR), Bill No. 150-38 (LS), Bill No. 162-38 (COR), Bill No. 169-38 (COR), Bill No. 195-38 (COR), Bill No. 202-38 (COR), Bill No. 215-38 (COR), Bill No. 217-38 (COR), Bill No. 235-38 (COR) and Bill No. 240-38 (LS) were approved and dated February 11, 2026, after the tenth day of presentation to you.

Therefore, Bill No. 138-38 (COR) is lapsed into law as **Public Law 38-94**, Bill No. 150-38 (LS) is lapsed into law as **Public Law 38-95**, Bill No. 162-38 (COR) is lapsed into law as **Public Law 38-96**, Bill No. 169-38 (COR) is lapsed into law as **Public Law 38-97**, Bill No. 195-38 (COR) is lapsed into law as **Public Law 38-98**, Bill No. 202-38 (COR) is lapsed into law as **Public Law 38-99**, Bill No. 215-38 (COR) is lapsed into law as **Public Law 38-100**, Bill No. 217-38 (COR) is lapsed into law as **Public Law 38-101**, Bill No. 235-38 (COR) is lapsed into law as **Public Law 38-102** and Bill No. 240-38 (LS) is lapsed into law as **Public Law 38-103**, respectively as of February 11, 2026.

In addition, the Organic Act of Guam requires the Governor to return all bills to the legislature in which the Governor does not intend to approve within ten days of its presentation. Bill No 79-38 (COR) and Bill 251-38 (COR) were returned unsigned on February 11, 2026, and after the tenth day of presentation to you.

Therefore, Bill 79-38 (COR) is lapsed into law as **Public Law 38-104** and Bill 251-38 (COR) is lapsed into law as **Public Law 38-105**, respectively, on February 11, 2026.

Enclosures: Twelve (12) Certification Pages

Si Yu'os Ma'ase',

FRANK F. BLAS, JR.
Speaker



OFFICE OF THE SPEAKER
FRANK F. BLAS, JR.

38TH GUAM LEGISLATURE – *IMina'trentai Ocho Na Liheslaturan Guåhan*

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Cc: *Honorable* Joshua F. Tenorio, *Sigundo Maga'låhen Guahån*, Lt. Governor of Guam
Compiler of Laws
All Senators

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

OFFICE OF THE SPEAKER
• FRANK F. BLAS JR.

Transmitted via Email to: speakerblas@guamlegislature.org

February 11, 2026

FEB 11 2026

Time: 2:40 PM
Received: NOY

THE HON. FRANK BLAS, JR., Speaker
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Re: Bill No. 138-38 (COR), "AN ACT TO AMEND § 7.58 OF ARTICLE 2, CHAPTER 7, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO HOLDING PERSONS CRIMINALLY RESPONSIBLE FOR CRIMES COMMITTED AFTER KNOWINGLY, WILLINGLY OR INTENTIONALLY CONSUMING ALCOHOL AND OTHER SUBSTANCES BY REPEALING THE LIMITATIONS OF THE INTOXICATION DEFENSE."

Håfa Adai Mr. Speaker,

Bill 138-38 aims to establish full accountability for individuals who commit crimes while under the influence of alcohol or other intoxicating substances. Through this amendment of Guam law, voluntary intoxication is effectively eliminated as a permissible defense. The bill prevents future people accused of crimes from claiming that impaired judgment or diminished capacity, resulting from their own decision to consume alcohol or drugs, and prevents them from forming the necessary intent required by law.

For these reasons, I sign Bill No. 138-38 (COR) into law as **Public Law No. 38-94**.

Senseramente,

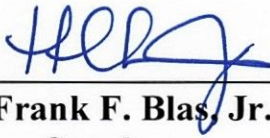
LOURDES A. LEON GUERRERO
I Maga'hågan Guåhan
Governor of Guam

Enclosure(s): Bill No. 138-38 (COR) nka P.L. 38-94
cc via email: *Honorable* Joshua F. Tenorio, *Sigundo Maga'låhen Guåhan*, Lt. Governor of Guam
Compiler of Laws

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2026 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'HÅGAN GUÅHAN

This is to certify that **Bill No. 138-38 (COR)**, "AN ACT TO AMEND § 7.58 OF ARTICLE 2, CHAPTER 7, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO HOLDING PERSONS CRIMINALLY RESPONSIBLE FOR CRIMES COMMITTED AFTER KNOWINGLY, WILLINGLY OR INTENTIONALLY CONSUMING ALCOHOL AND OTHER SUBSTANCES BY REPEALING THE LIMITATIONS OF THE INTOXICATION DEFENSE," was on the 29th day of January 2026, duly and regularly passed.



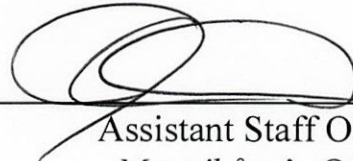
Frank F. Blas, Jr.
Speaker

Attested:



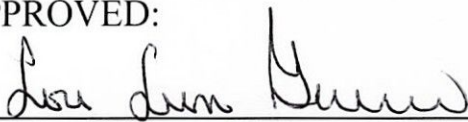
Sabrina Salas Matanane
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 29th day of Jan,
2026, at 7:04 o'clock P.M.



Assistant Staff Officer
Maga'håga's Office

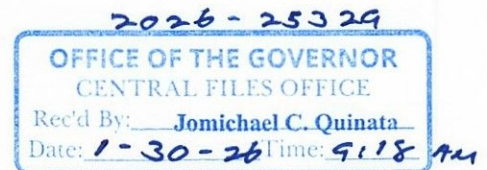
APPROVED:



Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 2 | 11 | 2026

Public Law No. 38-94



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

Bill No. 138-38 (COR)

As amended by the Committee on Economic Investment,
Military Buildup, Regional Relations, Technology, Regulatory
Affairs, Justice, Elections, and Retirement; and further amended on the Floor.

Introduced by:

V. Anthony Ada
Telo T. Taitague
Therese M. Terlaje
Chris Barnett
Frank F. Blas, Jr.
Vincent A.V. Borja
Jesse A. Lujan
Tina Rose Muña-Barnes
William A. Parkinson
Sabina Flores Perez
Sabrina Salas Matanane
Shelly V. Calvo
Christopher M. Dueñas
Eulogio Shawn Gumataotao
Joe S. San Agustin

**AN ACT TO *AMEND* § 7.58 OF ARTICLE 2, CHAPTER 7,
TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO
HOLDING PERSONS CRIMINALLY RESPONSIBLE
FOR CRIMES COMMITTED AFTER KNOWINGLY,
WILLINGLY OR INTENTIONALLY CONSUMING
ALCOHOL AND OTHER SUBSTANCES BY
REPEALING THE LIMITATIONS OF THE
INTOXICATION DEFENSE.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that Guam law excludes the use of a mental illness or diminished capacity defense

1 for self-induced intoxication. This exclusion, however, caps the *mens rea* (criminal
2 intent) for crimes committed while intoxicated at “reckless.” This limitation lowers
3 the degree of criminal culpability for certain crimes that include but are not limited
4 to *assault, criminal sexual conduct and criminal homicide*.

5 *I Liheslaturan Guåhan* further finds that arrestees often make statements or
6 excited utterances declaring to be drunk, high, stoned or addicted to avoid
7 responsibility for criminal acts.

8 It is the intent of *I Liheslatura* to remove affirmative defenses or limitations
9 of culpability for crimes committed by those who knowingly consumed alcohol or
10 other intoxicating substances.

11 **Section 2.** § 7.58 of Article 2, Chapter 7, Title 9, Guam Code Annotated, is
12 *amended* to read as follows:

13 **“§ 7.58. Intoxication.**

14 (a) As used in this Section:

15 (1) ‘intoxication’ means an impairment of mental or physical
16 capacities resulting from the introduction of alcohol, drugs or other
17 substances into the body.

18 (2) ‘self-induced intoxication’ means intoxication caused by
19 substances which the person knowingly introduces into his body, the
20 tendency of which to cause intoxication he knows or ought to know,
21 unless he introduces them pursuant to medical advice or under such
22 circumstances as would otherwise afford a defense to a charge of crime.

23 (b) Except as provided in Subsection (d), intoxication is not a
24 defense to a criminal charge. Evidence of intoxication is admissible whenever
25 it is relevant to negate or to establish an element of the offense charged.

1 (c) A person is culpable with respect to an element of the offense,
2 even though his disregard thereof is not conscious, if his not being conscious
3 thereof is due to self-induced intoxication.

4 (d) Intoxication which is not self-induced is an affirmative defense
5 if, by reason of such intoxication, the person at the time of his conduct lacks
6 substantial capacity either to appreciate its wrongfulness or to conform his
7 conduct to the requirements of the law. For purposes of this Section,
8 intoxication caused by or attributed to addiction, substance use disorder
9 (SUD), dependence, habituation or any other compulsion that is attributed to
10 prior uses of alcohol, drugs or other substances is self-induced intoxication
11 and cannot be asserted as an affirmative defense for lack of substantial
12 capacity either to appreciate its wrongfulness or to conform conduct to the
13 requirements of the law.”