

# ELECTION 2024



## Candidate Handbook

Guam Election Commission  
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Tamuning, Guam 96913

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## GUAM ELECTION COMMISSION

### Kumision Ileksion Guåhan

January 2, 2024

Håfa Adai Candidate,

Congratulations on your decision to seek an elected public office. The Commissioners and staff of the Guam Election Commission look forward to this election year and are prepared to provide you with the best possible assistance and service. This Candidate Handbook is an important resource to assist you in your campaign. It contains a compilation of information and procedures relative to running for elected public office on Guam. Additionally, the Guam Election Commission encourages all potential candidates and their treasurers to attend a Candidate Seminar offered from January to April.

We request your cooperation in adhering to all the policies, rules, procedures, and regulations of the Guam Election Commission and the Election Laws of Guam. We welcome any comments, suggestions, or questions you may have on the upcoming 2024 elections.

Sinseramente,

  
**MARIA I.D. PANGELINAN**  
Executive Director

#### STAFF MEMBERS

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Benny A. Pinaula  
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## GENERAL INFORMATION

The following are general rules to follow when becoming a candidate. Adherence to these guidelines will ensure a smooth election process.

1. Review the contents of this handbook. Jot down any questions you may have that are not answered in this handbook.
2. Call 477-9791 or visit the Guam Election Commission office on the 2<sup>nd</sup> floor of the Oka Building, Suite 202, 241 Farenholt Avenue, Tamuning or visit the GEC website at <https://gec.guam.gov>.
3. Contained in your packet are various documents you will be filing. Carefully review these materials and complete the documents as required. Most of these documents will be filed on the same day you file your nominating petitions.
4. Ensure that you meet the qualifications for the office you are pursuing.
5. When you or your committee members begin to circulate your nominating petitions, ensure that only registered voters sign your petition. Please also ensure that signers provide as much of the requested information as possible to aid in the petition validation process.
6. Prior to filing your nominating petitions, ensure that all the following necessary documents are completed:
  - a. Certification of Qualification
  - b. Nominating Petitions (if required)
  - c. Public Official Financial Disclosure Statement
  - d. Organizational Report
  - e. Candidate Information Card
  - f. Police Clearance
  - g. Court Clearances (Superior Court of Guam **and** U.S. District Court of Guam)
  - h. Affidavit of Non-Conviction (3 GCA § 6110)
  - i. Filing fee - \$100.00 (Nonpartisan candidates are not required to pay this fee)

Police and Court clearances may be obtained at the respective agencies. All other documents may be obtained at the Guam Election Commission.

**THE ABOVE OUTLINES SOME OF THE IMPORTANT THINGS YOU MUST KNOW. HOWEVER, IT IS INCUMBENT UPON ALL CANDIDATES TO READ, UNDERSTAND, AND COMPLY WITH ALL PROVISIONS OF THE ELECTION LAWS OF GUAM AND OTHER APPLICABLE GUAM LAWS.**

### **2024 Election Cycle**

<b>Offices up for Election</b>	<b>Number of Seats</b>
Mayor and Vice Mayor	1
Non-Voting Delegate to U.S. House of Representatives	1
Senator – 38 <sup>th</sup> Guam Legislature	15
Public Auditor	1
Guam Education Board	6
Consolidated Commission on Utilities	2



## THE CANDIDATE

### **A. GOVERNOR; LIEUTENANT GOVERNOR 48 USC § 1422 [2026 Election]**

#### **1. Qualifications**

- a. Must be an eligible voter;
- b. Must have been, for five consecutive years immediately preceding the election, a citizen of the United States and a bona fide resident of Guam (November 2, 2021 to November 2, 2026);
- c. Must be at least thirty (30) years of age at the time of taking office (i.e. the first Monday of January following the date of election);
- d. Must maintain official residence in Guam during incumbency; and,
- e. Must not have been convicted of a felony and must not have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude, pursuant to 3 GCA § 6110.

#### **2. Salary**

Ninety Thousand Dollars (\$90,000) annually, Governor, and  
Eighty-Five Thousand Dollars (\$85,000) annually, Lieutenant Governor.

#### **3. Term of Office**

The Governor and Lieutenant Governor shall hold office for a term of four years, commencing on the first Monday of January following the date of election (i.e. January 4, 2027), and until their successors are elected and qualified. No person who has been elected Governor for two full successive terms shall again be eligible to hold that office until one full term has intervened.

#### **4. How Elected**

The Governor of Guam, together with the Lieutenant Governor, shall be elected by a majority of the votes cast by the people who are qualified to vote for the members of the Legislature of Guam. The Governor and Lieutenant Governor shall be chosen jointly, by the casting by each voter of a single vote applicable to both offices.

### **B. SENATOR**

#### **1. Qualifications 48 USC § 1423(f) and 3 GCA § 6103**

- a. Must be a citizen of the United States of America;
- b. Must be at least twenty-five (25) years of age at the time of taking office (i.e. the first Monday of January following the date of election);
- c. Must have been domiciled in Guam for at least five (5) years immediately preceding the sitting of the Legislature in which he/she seeks to qualify as a member;



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- d. Must not have been convicted of a felony or of a crime involving moral turpitude and has not received a pardon restoring his or her civil rights; and,
- e. Must not have been convicted of a felony, and must not have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude, pursuant to 3 GCA § 6110.

2. Salary

Fifty-Five Thousand Dollars (\$55,000) annually.

3. Term of Office **2 GCA § 1105**

Senators elected to the Guam Legislature shall hold office for a term of two (2) years and until their successors are elected and qualified. The term of Senators elected to the Guam Legislature shall commence on the first Monday of January following the date of the election (i.e. January 6, 2025).

4. How Elected **3 GCA § 6101**

The Legislature shall be elected at large and consists of fifteen (15) members receiving the highest number of votes.

**C. MAYOR, VICE MAYOR [2024 Election]**

1. Qualifications **5 GCA § 40108**

- a. Must be a citizen of the United States of America;
- b. Must be at least twenty-one (21) years of age;
- c. Must be registered to vote in and have resided within the municipality or village in which he or she is to represent for a period of one (1) year immediately preceding the date of the election at which he or she is a candidate;
- d. Must continue to reside in the municipality or village throughout his or her term in office; and,
- e. Must not have been convicted of a felony, and must not have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude, pursuant to 3 GCA § 6110.

2. Salary

Seventy-Five Thousand Dollars (\$75,000) annually; Mayor  
Sixty-Eight Thousand Dollars (\$68,000) annually; Vice Mayor

3. Term of Office **5 GCA § 40104**

Mayors and Vice Mayors shall hold office for a term of four (4) years.



#### 4. How Elected **5 GCA § 40103**

Mayors and Vice Mayors, as indicated in § 40101, shall be elected by popular vote of the area which such Mayors are to represent. In districts where there are Vice Mayors, the Mayor and Vice Mayors shall be chosen separately.

### **D. NON-VOTING DELEGATE TO THE U.S. HOUSE OF REPRESENTATIVES**

#### 1. Qualifications **48 USC § 1713**

- a. Must be at least twenty-five (25) years of age on the date of the election;
- b. Must have been a citizen of the United States of America for at least seven (7) years prior to the date of the election;
- c. Must be an inhabitant of Guam;
- d. Must not be, on the date of the election, a candidate for any other office; and,
- e. Must not have been convicted of a felony, and must not have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude, pursuant to 3 GCA § 6110.

#### 2. Salary **48 USC § 1715**

One Hundred Seventy-Four Thousand Dollars (\$174,000) annually.

#### 3. Term of Office **48 USC §1712**

Two years. The term of the Delegate shall commence on the third day of January following the date of the election (i.e. January 3, 2025).

#### 4. How Elected **48 USC § 1712**

The Delegate shall be elected by the people qualified to vote for the members of the Legislature of Guam, and shall be voted at-large and by a majority of the votes cast for the office of Delegate in the General Election. If no candidate receives a majority, on the fourteenth day following such election, a runoff election shall be held between the candidates receiving the highest and second highest number of votes for the office of Delegate.

### **E. ATTORNEY GENERAL OF GUAM [2026 Election]**

#### 1. Qualifications **5 GCA § 30101(b)**

- a. Must be a citizen of the United States and a resident of Guam;
- b. Must be an active member in good standing of the Guam Bar Association on Guam for at least five (5) years immediately preceding his or her candidacy for office, or an inactive member of the Guam Bar Association who, in the five (5) years preceding his or her election as an Attorney General, has served as an elected official elected by the



people of Guam or as a Public Auditor of Guam, or as a Justice of the Supreme Court of Guam or Judge of the Superior Court of Guam;

- c. Must be at least thirty (30) years of age;
- d. Must have not have been suspended from the practice of law in any jurisdiction for violation of ethical rules governing the practice of attorneys; and,
- e. Must not have been convicted of a felony, and must not have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude.

2. Salary

One Hundred Twenty-Eight Thousand Six Hundred Eighty-Five Dollars (\$128,685) annually.

3. Term of Office **5 GCA § 30101(a)**

Four (4) years. The term of the Attorney General shall commence on the first Monday of January following the date of the election (i.e. January 2, 2023) and shall remain in office until the election and swearing in of a new Attorney General, unless removed from office.

4. How Elected **5 GCA § 30101 (b)**

A candidate for the position of Attorney General shall declare no political party affiliation. The two candidates who receive the most votes in the Primary Election shall be certified accordingly by the Election Commission and placed on a separate ballot for the General Election. In the General Election, the candidate receiving the most votes, subject to the qualifications established by this Chapter, shall be certified by the Guam Election Commission as having won election to the position of Attorney General.

**F. PUBLIC AUDITOR [2024 Election]**

1. Qualifications **1 GCA §§ 1903 & 1906**

- a. Must be a citizen of the United States and a resident of Guam for the five (5) years preceding his or her election;
- b. Must not have been convicted of a felony or suspended in any U.S. or non-U.S. jurisdiction by an ethics board overseeing the certified public accountant or attorney, as the case may be;
- c. Must either:
  - i. Be a certified public accountant, or
  - ii. Be an attorney at law, or
  - iii. Have at least five (5) years of experience in the establishment or enactment of government budgets;
- d. Must not declare a political party affiliation; and,
- e. Must not seek the endorsement or receive directly or indirectly financial or material support from a political party.



## 2. Salary

One Hundred Ten Thousand Dollars (\$100,000) annually.

## 3. Term of Office **1 GCA § 1903**

The Public Auditor shall serve for a term of four (4) years.

## 4. How Elected **1 GCA § 1903**

The Public Auditor shall be elected by the voters of Guam in a General Election occurring at the same time as the General Election for Mayors. All qualified candidates complying with the provisions of this Chapter shall be placed on a separate ballot for the Office of Public Accountability to be cast at the Primary Election. The two candidates who receive the most votes in the Primary Election shall be certified accordingly by the Election Commission and placed on a separate ballot for the General Election. In the General Election, the candidate receiving the most votes, subject to the qualifications established by this Chapter, shall be certified by the Guam Election Commission as having won election to the position of Public Auditor.

## **G. CONSOLIDATED COMMISSION ON UTILITIES**

### 1. Qualifications **12 GCA § 79101**

- a. Must be a registered voter of Guam;
- b. Must be at least twenty-five (25) years of age;
- c. Must have been a resident of Guam for at least five (5) years prior to the date of the election (November 4, 2019 to November 4, 2024);
- d. Must not simultaneously serve as a Commissioner and an employee of the Guam Waterworks Authority, the Guam Power Authority, or the Public Utilities Commission, or simultaneously serve as a Commissioner and an unclassified or contracted employee of the government of Guam\*; and,
- e. Must not have been convicted of a felony, and must not have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude, pursuant to §6110, Title 3, Guam Code Annotated.

*\*Exception: Pursuant to 12 GCA § 79101, an adjunct instructor, adjunct teacher, or adjunct professor employed by the University of Guam or the Guam Community college may serve as a Commissioner.*

## 2. Salary **12 GCA § 79106**

Members of the Consolidated Commission on Utilities shall be compensated at the rate of One Thousand Dollars (\$1,000.00) per month for their services. Commissioners shall not be eligible for government of Guam retirement or insurance benefits, or other benefits associated with government of Guam employment. Commissioners who are government of Guam retirees may serve on the Commission without giving up their retirement benefits.



### 3. Term of Office **12 GCA § 79103(a)**

Commissioners of the Consolidated Commission on Utilities shall serve a term of four (4) years, commencing on the first (1<sup>st</sup>) day of January following their election.

### 4. How Elected

The five (5) Commissioners of the Consolidated Commission on Utilities are elected at-large by the voters of Guam in a General Election. **12 GCA § 79101**

The election for the Office of Commissioner is nonpartisan. No candidate for the Office of Commissioner shall identify himself or herself as a member of any political party on Guam for the purpose of his or her campaign. Further, the candidate shall not receive any endorsement or material support from any political party on Guam during the course of his or her campaign. **12 GCA § 79102**

## **H. GUAM EDUCATION BOARD**

### 1. Qualifications **17 GCA § 3102.3(b)**

- a. Must be at least twenty-five (25) years of age;
- b. Must be a resident of Guam for at least five (5) years immediately preceding the date on which the member takes office and continuing throughout the term; and,
- c. Must not have been convicted of a felony, and must not have been convicted of a misdemeanor involving criminal sexual conduct or crime of moral turpitude, pursuant to 3 GCA § 6110.

### 2. Salary **17 GCA § 3102.6**

Members of the Board *shall* be paid the amount of Two Hundred Fifty Dollars (\$250.00) for each day on which they attend a regular, special or executive meeting, *not to exceed* Five Hundred Dollars (\$500.00) in any month.

### 3. Term of Office **17 GCA § 3102.3(b)**

Each elected voting member *shall* serve for a term of two (2) years, commencing at 12:00 noon on the first Monday in January following their election (i.e. January 4, 2025).

### 4. How Elected **17 GCA § 3102.3(b)**

Six (6) voting members *shall* be elected at-large at each General Election.

Nomination of candidates for election to the Board *shall* be made by petition on forms prescribed by the Guam Election Commission and initiated by the candidate. In order for a candidate's name to be placed on the ballot for election to the Board, such petition must be signed by *not less than* one hundred fifty (150) persons registered to vote in Guam. **17 GCA § 3102.3(b)(1)**



## **NOMINATION AND FILING PROCEDURES**

### **WHERE TO OBTAIN NOMINATION PAPERS / CANDIDATE PACKET**

The Guam Election Commission is the only agency authorized to issue nominating petitions / candidate packets. The procedures to obtain them are as follows:

1. Person(s) interested in pursuing an elected public office may pick up nominating petitions at the main office of the Election Commission or by completing the request form on GEC's website.
2. In the event there is a group of individuals, not less and no more than five (5), and are registered voters who are interested in sponsoring a candidate as permitted by Title 3 Guam Code Annotated, may pick up Draft Packet without obtaining the required authorization of the candidate; however, a certification signed by the five individuals shall be filed with the Guam Election Commission.

<b>OFFICE</b>	<b>NUMBER OF SEATS</b>
Governor/Lieutenant Governor	1
Senator	15
Mayor	1 per District
Vice Mayor	1 per District (where applicable)
Non-Voting Delegate to U.S. House of Representatives	1
Attorney General	1
Public Auditor	1
Guam Education Board	6
Consolidated Commission on Utilities	2 or 3

### **CIRCULATORS**

Your nominating petitions may be circulated by yourself and/or by any other qualified person(s) of your choice. For the petition to be valid, each circulator must complete and sign the “Circulator Certification” on the last page of the petition.

### **CAUTION TO CIRCULATORS**

Circulators should caution prospective signers that they may sign no more petitions than the number of seats available per office.



## NUMBER OF REQUIRED SIGNATURES

The following shows the minimum number of registered voter signatures required for each public elected office up for election:

OFFICE	NUMBER OF SIGNATURES
Governor/Lieutenant Governor	500
Senator	250
Mayor/Vice Mayor	100
Non-Voting Delegate to U.S. House of Representatives	500
Guam Education Board	150
Attorney General	Not Required
Public Auditor	Not Required
Consolidated Commission on Utilities	Not Required

## IMPORTANT NOTE TO CANDIDATES / CIRCULATORS

Candidates/Circulators are advised to get more than the required minimum number of signatures in the event that some of the signers are found to be non-registered voters. Signers should be encouraged to complete all data fields to aid in the verification process.

If a signer cannot be positively identified due to a name or an address change, the signature will not be counted. Providing the requested information makes the task of identifying a signer and validating his or her signature much easier.

The GEC will not accept any petitions after 5:00 p.m. on May 3, 2024 for the Primary Election and after 5:00 p.m. August 7, 2024 for the General Election.

## WHERE TO SUBMIT PETITIONS AND FILING FEES

Petitions are to be filed with the Guam Election Commission office along with a filing fee of One Hundred Dollars (\$100). If your method of payment is by check, the check should be made payable to Treasurer of Guam. Candidates for Public Auditor, Attorney General of Guam, and Consolidated Commission on Utilities are exempt from paying a filing fee.

## WHEN TO FILE PETITIONS

Pursuant to 3 GCA § 6108, candidates for elective offices are to file their declarations of candidacy with the Guam Election Commission not more than one hundred sixty (160) days and no less than ninety (90) days before an election.

For the purpose of the 2024 Primary Election, candidates Mayor & Vice Mayor, Senator, Non-Voting Delegate, and the Public Auditor may file their petitions and other necessary documents **no earlier than 8:00 a.m. on Monday, February 26, 2024 and no later than 5:00 p.m. on Friday, May 3, 2024**.



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Candidates for the Consolidated Commission on Utilities and Guam Education Board may file for candidacy **no earlier than 8:00 a.m. on Wednesday, May 29, 2024, and no later than 5:00 p.m. on Wednesday, August 7, 2024.**

### YOUR NAME ON THE BALLOT

A candidate for any office may request that his or her name be further identified on the ballot by the addition of an identifying word or phrase. The identifier shall not be derogatory nor obscene and shall not exceed twenty (20) letters. The word or phrase may consist of family names, titles, occupation or profession, business name, aliases, nicknames by which the candidate is known in the community, or campaign slogans. A candidate may not use the name of an office he has previously held unless he uses the prefix “ex” in front of the name of the office, except that an incumbent shall have “(Incumbent)” printed next to his or her name.

### ORDER OF NAMES ON THE BALLOT

For those offices to be nominated at the Primary Election, the Guam Election Commission will draw names for ballot position on Thursday, May 16, 2024, at 6:00 p.m., in Suite 202, Oka Bldg., 241 Farenholt Avenue, in Tamuning. (Tentative – Subject to change)

For those offices to be elected at the General Election, the drawing of names for ballot position will be held on Thursday, August 15, 2024, at 6:00 p.m., in Suite 202, Oka Bldg., 241 Farenholt Avenue in Tamuning. (Tentative – Subject to change)

### **PUBLIC OFFICIAL DISCLOSURE ACT**

Pursuant to 4 GCA § 13103, a candidate who is not an official must file a financial disclosure statement with the Guam Election Commission.

The term “*Official*” means any person elected to any public office in Guam and any person appointed, with legislative concurrence *or* by the Guam Legislature, to any public office. This includes but is not limited to:

- (1) all elected officials;
- (2) officials appointed by the Governor whose appointment is subject to the consent of the Guam Legislature, except ex-officio and student members of Boards and Commissions in their capacity as members of such Boards and Commissions; and
- (3) the chief executive officers, by whatever title they may be known, of all agencies and instrumentality of the government of Guam, whether or not confirmation by the Guam Legislature is required.
- (4) all individuals who are given or delegated authority by an elected official or appointed official to have *sole* authority to enter into contracts for procurement or approved change order. Exempt are classified employees who do administrative processing but do not have discretion on awards.

The term “Candidate” means a candidate to any public office.



## WHEN TO FILE THE PUBLIC OFFICIAL DISCLOSURE STATEMENT

Each official shall file with the Guam Election Commission, on or before April 22 of each calendar year, a written report containing the information required by this Chapter covering the preceding calendar year (or other year if the individual official files a Guam Income Tax Return covering a period other than the calendar year). Each candidate who is not an official shall file with the Guam Election Commission on the date he files his petition for candidacy, a written report containing the information required by this Chapter covering the preceding calendar year (or other year if the individual official files a Guam Income Tax Return covering a period other than the calendar year). The Executive Director of the Guam Election Commission shall grant extensions for the filing of reports herein required by officials; provided, however, that such extension shall not exceed one hundred eighty (180) days beyond April 22 of each calendar year.

The above-mentioned report shall be verified in the manner permitted by 6 GCA § 4308 (Unsworn Declarations Under Penalty of Perjury).

All reports required to be maintained under this section shall be maintained by the Guam Election Commission as public records available for inspection. Copies of the reports shall be furnished to the public, upon the payment of reasonable copying fees. The Executive Director of the Guam Election Commission shall issue a certificate certifying that an official or candidate has filed his report as required by this Chapter.

## PENALTY FOR FAILURE TO FILE THE PUBLIC OFFICIAL DISCLOSURE STATEMENT

Any official or candidate who fails to file a report required by this Chapter, or who knowingly and willfully files a false report under this Chapter shall be guilty of a misdemeanor.

In addition, any violation of this Act shall preclude an individual from holding public office. The Guam Election Commission shall report to the Attorney General for appropriate action the name of any official or candidate who fails to file a report required by this Chapter, or who in his professional judgment has knowingly filed a false report. This section shall not be construed to permit prosecution of a person who has unintentionally filed an erroneous report, which report shall be subject to correction.

## ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES

You are required by law to submit an Organizational Report and an Election Campaign Contribution and Expenditure Report periodically with the Guam Election Commission. **BOTH a hard copy and an electronic copy (Excel) adhering to the GEC format (to include attachments) shall be provided.** Please note the following schedule for submission dates:

If you are a candidate for the **Primary Election:**

1. You must file an Organizational Report to register your Campaign Committee. This report is due at the earliest of the following applicable days:



- a. On or before the day of filing your nominating petitions; or
- b. By the tenth day after receiving or expending an aggregate amount of more than \$250.00.

2. The Election Campaign Contributions and Expenditures Report (ECCER) form is used to file your PRELIMINARY PRIMARY REPORT. This report is due no later than 5:00 p.m., Wednesday, July 24, 2024.
3. The Election Campaign Contributions and Expenditures Report (ECCER) form is again used to file your FINAL PRIMARY REPORT. This report is due no later than 5:00 p.m., Friday, August 16, 2024.

If you are a candidate for the **General Election**:

1. The ECCER form is used to file your PRELIMINARY GENERAL REPORT. This report is due no later than 5:00 p.m., Friday, October 25, 2024.
2. The ECCER form is again used to file your FINAL GENERAL REPORT. This report is due no later than 5:00 p.m., Monday, November 25, 2024.
3. If a surplus or deficit exists in your Final General Report, the next supplemental report is due no later than 5:00 p.m., Friday, January 3, 2025.

### **3 GCA § 17118. Final and Supplemental Reports.**

**Deficit.** In the event of a deficit, the candidate or authorized person in the case of a committee shall, every three (3) months until the deficit is eliminated, file a supplemental report, the first of which shall be due not later than sixty (60) days following the election.

**Surplus.** In the event of a surplus, the candidate, authorized person in the case of a committee shall:

- (1) Maintain the cash surplus in a financial depository; and
- (2) Every six (6) months, until he becomes a candidate again, file supplemental reports reporting all items prescribed in Subsection (a) of this Section. The first report shall be due not later than sixty (60) days after the election.

A candidate, party, or committee that receives no contributions or makes no expenditures shall nevertheless file preliminary, final, and supplemental reports as required by law.

**You are further advised to review the Campaign Finance Manual that provides specific instructions as well as the rules and regulations relative to completing this report. 3 GCA Chapter 17 and 6 GARR Chapter 3**



\*\*\*\*\* NOTE \*\*\*\*\*

*Candidates for the Office of Washington Delegate are required to file a contribution / expense report with the Clerk of the House of Representatives; the Federal Election Commission; and a copy to the Guam Election Commission, rather than the standard Election Campaign Contributions and Expenditures Report required of all local candidates.*

\*\*\*\*\* NOTE \*\*\*\*\*

## **INFORMATION REQUIRED BY THE ORGANIZATIONAL AND ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORT**

The Organizational Report and Election Campaign Contributions and Expenditures Report requires an itemized statement prepared by you and your treasurer that shows the amount of each contribution and expense of your campaign. It requires the names of all persons, organization, and groups contributing or with whom you incur expenses. ***For additional information and further guidance, please refer to the Campaign Finance Manual.***

Specifically,

- You are required, by law, to appoint a treasurer and you must file his/her name with the Guam Election Commission;
- advertisements of a political nature, shall contain the true name and address of the candidate, committee, person or political party paying for same (3 GCA § 17120(b)); and,
- Your Organizational Report and Election Campaign Contributions and Expenditures Report must be certified by you and your treasurer.

\*\*\*\*\* WARNING \*\*\*\*\*

**FAILURE TO FILE YOUR ORGANIZATIONAL REPORT AND OR ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTS BY THE DATES SPECIFIED WILL RESULT IN THE REFERRAL OF YOUR NAME AND OR COMMITTEE'S NAME TO THE GUAM ELECTION COMMISSION FOR REVIEW AND ACTION.**



## ELECTION INFORMATION

### ELECTION DATES AND OFFICES

**PRIMARY ELECTION: Saturday, August 3, 2024**

Offices: Mayor & Vice Mayor  
Legislature  
Non-Voting Delegate to U.S. House of Representatives  
Public Auditor

**GENERAL ELECTION: Tuesday, November 5, 2024**

Offices: Mayor & Vice Mayor  
Legislature  
Non-Voting Delegate to U.S. House of Representatives  
Public Auditor  
Guam Education Board (6 seats)  
Consolidated Commission on Utilities (2 seats)

### VOTER REGISTRATION

**PRIMARY ELECTION:** The last day for electors to register to vote for the Primary Election is **Wednesday, July 18, 2024.**

\*\*\*\*\***NOTE: July 18, 2024 is also the deadline for voters to transfer between voting districts.**\*\*\*\*\*

**GENERAL ELECTION:** The last day for electors to register to vote for the General Election is **Monday, October 21, 2024.**



## **OTHER GOVERNMENT AGENCIES’ ELECTION RULES, REGULATIONS, AND POLICIES**

The following are rules, regulations, and policies that have been promulgated by other government agencies relative to elections and the displaying of campaign signs and materials. Please contact the appropriate agency to ensure that these rules, regulations, and policies are still current, and for any questions you may have.

### **CIVIL SERVICE COMMISSION PROHIBITED ACTIVITY**

4 GCA § 5103 states that, “(a) An *employee* shall not use his official authority or influence for the purpose of interfering with or affecting the result of an election. (b) Specific activities in which employees are prohibited from participating include but are not limited to:

1. Soliciting, collecting, handling, disbursing or accounting for assessments, contributions or other funds for a political party, partisan political organization or candidate;
2. Organizing, selling tickets to, seeking support for or actively participating in a fund-raising activity of a political party, partisan political organization or candidate;
3. Taking an active part in managing the political campaign of a candidate;
4. Being a candidate;
5. Discharging, promoting, demoting or changing the compensation of any other employee or promising or threatening to do so, because said other employee advocates or fails to advocate through contribution, voting or otherwise, a candidate; and
6. Using government travel allowances, government transportation, government supplies or government facilities for the benefit of any political party, partisan political organization or candidate.”

4 GCA § 5101 defines an *employee* as follows: “a person employed in the Executive Branch of the government of Guam, including autonomous and semi-autonomous agencies thereof, or in the Judicial Branch with the following exceptions: (1) a person holding elective office, (2) a special or Staff Assistant to the Governor, (3) a person appointed by the Governor with the consent of the Legislature; (4) a person retained from time to time to perform professional or special services for a specific fee; and (5) a person working on a casual basis on the days he performs no services. Employees includes a person on administrative annual, or sick-leave unless such person has resigned and has received a lump-sum payment for such leave. Subject to (5) above, it includes persons not providing professional services for a specific fee who are hired on a temporary, part-time, emergency or casual basis.”

4 GCA § 5106 states that, “No person, whether or not an employee, shall solicit or receive a contribution or distribute literature for any political purpose in any room or building occupied in



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the discharge of official duties by any person employed by the Executive, Legislative or Judicial Branches of the Government of Guam. For purposes of this Section, soliciting a contribution includes solicitation by letter or circular addressed to and delivered to an employee in said room or building. Any person who violated this Section is guilty of a misdemeanor.”

3 GCA § 6105 states that, “(a) No person shall be eligible for more than one (1) office to be filled in the same election, and may not file notice of candidacy for more than one (1) office. The term “election” as used in this Section includes a general and a local election held on the same date so as to prohibit a person running for office in a local election and in a general election at the same time. (b) No person shall be eligible for an office to be filled in an election if sixty (60) days prior to the primary he is holding another elected office, the term of which will not expire on or prior to the date of commencement of the term of office for which he is running.”

## DEPARTMENT OF REVENUE AND TAXATION

9 GCA § 64.70 states, in part:

(b) A permit to conduct gambling activities shall be issued by the Director of Revenue & Taxation if:

- (1) the organization, which applies for the permit, has been organized and functioning actively as a nonprofit organization in the Territory for not less than two (2) years prior to filling its application and is:
  - (a) a church or religious organization;
  - (b) a fraternal or fraternal benefit society;
  - (c) an educational or charitable organization; or
  - (d) a club or organization organized and operated exclusively for pleasure, recreation and other nonprofit purposes not part of the net earnings of which inures to the benefit of any member or shareholder;
- (2) the promotion and management of such bingo games or lottery (raffle tickets) are confined solely to the qualified members of the sponsoring organization, no member of which receives remuneration in any form for time or effort devoted to the promotion and management of the bingo games or lottery (raffle tickets); and
- (3) all net proceeds derived from such gambling activities are used exclusively for the purposes stated in the sponsoring organization’s application to conduct such activities, which purposes shall be limited to educational, charitable, religious, fraternal or civic purposes.

(c) An organization which meets the requirements of subsection (b) and which desires to conduct or operate gambling activities shall apply for a permit to conduct such activities from the Director of Revenue and Taxation...”

Registration and Filing of Tax Returns. Any political candidate, committee, or party, which raises contributions or other things of value for campaign or political purposes, shall not be required to register with the Department of Revenue and Taxation nor file any tax returns with the Department of Revenue and Taxation unless liable for the Territorial Income Tax. There shall be no business



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privilege tax imposed on campaign contributions or money or things of value raised from fund-raising activities if later reported to the Election Commission, whether or not required to do so under any provision of this Title. (3 GCA § 17117).

## LAWS RELATIVE TO POLITICAL CAMPAIGN SIGNS

### **21 GCA § 61541. Restriction of Use.**

In Residential and Agricultural zones, Commercial zones, and Industrial zones: political signs that advocate for or against candidates, or other matters to be considered by the electorate; provided that **such signs shall only be posted on private property.**

If such private property is adjacent to any roadway, political signs shall be at least eight (8) feet from the paved portion of the roadway, and posted in such a manner that would not impede traffic or a driver's visibility.

Political sign means (i) all free-standing billboards, posters, banners, or displays that advocate a candidate for political office or (ii) any matter to be presented to the electorate for vote, and (iii) all items put on property to erect or secure the billboard, poster, banner, or display in place, including rebars and wires.

The provisions of this Section shall not apply to any political sign used in connection with roadside waving on property by person(s) who actively attend said roadside waving.

### **3 GCA § 17120. Advertising.**

- (a) No person shall cause or submit any advertisement in support of a candidate to be published, broadcasted, televised, posted on-line, mass-mailed, canvassed, or otherwise circulated and distributed, except under the following conditions:
  - (1) the advertisement shall contain a notice in a prominent location that the literature or advertisement for any medium is published, broadcasted, televised, posted on-line, mass-mailed, canvassed, or otherwise circulated with the approval and authority of the candidate; provided, that in the event that the literature or advertisement is paid for by a candidate or committee directly associated with a candidate, the notice of approval and authority need not be included; or
  - (2) the advertisement shall contain a notice in a prominent location that the literature or advertisement for any medium is published, broadcasted, televised, posted on-line, mass-mailed, canvassed or otherwise circulated without the approval and authority of the candidate.
- (b) All advertisements mentioned in Subsection (a) above, and all other advertisements of a political nature, shall contain the true name and address of the candidate, committee, person or political party paying for same.
- (c) In the case of video advertisements of a political nature for any medium, the advertisement shall contain an audio statement that identifies the candidate and states that the candidate either has approved the communication, or the communication is being circulated without the approval and authority of the candidate. Such statement shall be conveyed by the following:



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- (1) for approved communications, an unobscured, full-screen view of the candidate making the statement, or the candidate in voiceover, accompanied by a clearly identifiable photographic or similar image of the candidate; or
- (2) for non-approved communications, a statement in voiceover that the communication is being circulated without the approval and authority of the candidate.

(d) In advertisements of a political nature, such approval or non-approval statement shall also appear in writing at the end of the communication in a clearly readable typeface, with a reasonable degree of color contrast between the background and the printed statement, for a period of at least four (4) seconds.

(e) Every person who willfully causes, produces, provides funding for, or assists in the production of a message of a political nature which the person knows to be incorrect or purposefully misleading and in which a candidate, rather than an issue, is the target; or which is in violation of this § 17120, shall be subject to a civil penalty of not more than Five Thousand Dollars (\$5,000) per each separately produced message

(f) The penalty herein shall be deposited in the General Fund for the use of the Guam Election Commission, subject to appropriation by I Liheslaturan Guåhan. A report of all penalties shall be submitted quarterly to I Maga’lahen Guåhan and I Liheslaturan Guåhan

**“YOUR VOTE IS YOUR VOICE”**



## “BOTA YA UN MA KUENTA”

## NOTES

**“YOUR VOTE IS YOUR VOICE”**



## “BOTA YA UN MA KUENTA”

## NOTES



## **CANDIDATE SEMINAR DATES & TIMES**

Candidate seminars will be held in the GEC Conference Room on the second floor of the Oka Building in Tamuning.

Seminars will cover a number of topics relative to running for public office, including campaign finance reporting requirements.

Please email [eccer@gec.guam.gov](mailto:eccer@gec.guam.gov) or call (671) 477-9791 to confirm your attendance for your preferred seminar date as seating is limited. Si Yu'os ma'åse'!

**Wednesday, January 10, 2024 5:30 p.m. – 7:00 p.m.**

**Thursday, January 11, 2024 2:00 p.m. – 3:30 p.m**

**Wednesday, February 7, 2024 5:30 p.m. – 7:00 p.m.**

**Thursday, February 8, 2024 2:00 p.m. – 3:30 p.m**

**Wednesday, March 13, 2024 5:30 p.m. – 7:00 p.m.**

**Thursday, March 14, 2024 2:00 p.m. – 3:30 p.m**

**Wednesday, April 10, 2024 5:30 p.m. – 7:00 p.m.**

**Thursday, April 11, 2024 2:00 p.m. – 3:30 p.m**