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Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

Office of the S...
MARK FORBES
Date: 11/6/06
Time: 3:50
Rec'd by: [Signature]
Print Name: Liz R.
28-06-1174

06 NOV 2006

The Honorable Mark Forbes
Speaker
Mina' Bente Ocho Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 355(LS), "AN ACT TO PROHIBIT THE USE OF ELECTRONIC AND MECHANICAL VOTING MACHINES IN GUAM ELECTIONS" which I signed into law on November 3, 2006, as Public Law 28-152.

Sinseru yan Magåhet,

[Signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga'låhen Guåhan
Governor of Guam

Attachment: copy attached of signed bill

cc: The Honorable Eddie Baza Calvo
Senator and Legislative Secretary

1097

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE
ACKNOWLEDGEMENT RECEIPT
Rcv'd by: [Signature]
Print Name & Initial
Time: 1:40 Date: 11/3/06

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

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

This is to certify that Bill No. 355 (LS), "AN ACT TO PROHIBIT THE USE OF ELECTRONIC AND MECHANICAL VOTING MACHINES IN GUAM ELECTIONS," as amended, was on the 1st day of November, 2006, duly and regularly passed.



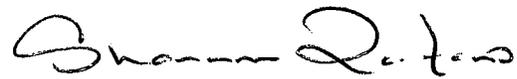
Mark Forbes
Speaker

Attested:



Edward J.B. Calvo
Senator and Secretary of the Legislature

This Act was received by *I Maga'lahaen Guåhan* this 1st day of Nov, 2006, at
0:20 o'clock P.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 3 Nov. 2006

Public Law No. 28-152

MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

Bill No. 355 (LS)

As amended by the Committee on
General & Omnibus Matters and
further amended on the Floor.

Introduced by:

R. J. Respicio
F. B. Aguon, Jr
J. M.S. Brown
B. J.F. Cruz
Mike Cruz
Edward J.B. Calvo
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
J. A. Lujan
A. B. Palacios, Sr.
Ray Tenorio
A. R. Unpingco
J. T. Won Pat

**AN ACT TO PROHIBIT THE USE OF ELECTRONIC AND
MECHANICAL VOTING MACHINES IN GUAM
ELECTIONS.**

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

2 **Section 1. Statement of Legislative Findings and Intent.** *I Mina'Bente*
3 *Ocho Na Liheslaturan' Guåhan* finds that publicity about problems in the voting
4 process, both in Guam and the fifty (50) states, has been growing since Guam's
5 1998 elections and the 2000 Presidential elections in the United States. *I*
6 *Liheslatura* finds that the use of electronic voting machines has been problematic,
7 leading many voters, national and state political parties, and voting rights

1 organizations to believe that such devices have increased the likelihood that some
2 voters may be disenfranchised by their use.

3 *I Liheslaturan Guåhan* has determined that the use of electronic and
4 mechanical voting machines has been at the center of many voting problems across
5 the United States and in Guam in recent years, their use having become more
6 prevalent at the urging and support of the federal government. Concerns have been
7 raised in numerous jurisdictions that the machines can easily be manipulated to
8 give different results. Frequent complaints from voters and poll workers alike
9 include the apparent loss of votes, inaccurate or improper registering of actual
10 votes cast, erasure of memory chips holding voting data, improper programming,
11 improper instructions from the on-site staff of the Guam Election Commission
12 (GEC), inability of voters to select the candidate of their choice, and other
13 problems.

14 *I Liheslaturan Guåhan* finds that utilizing electronic or mechanical voting
15 machines in Guam elections has *not* specifically been authorized by law.

16 *I Liheslaturan Guåhan* therefore finds that the use of electronic or
17 mechanical voting machines in Guam elections should be prohibited until such
18 time that the GEC is able to train qualified staff, properly educate the public and
19 establish adequate protocols for handling possible problems, so that the use of
20 electronic and mechanical voting machines in Guam will be no more problematic
21 than using paper ballots.

22 **Section 2. Prohibition of the Use of Electronic and Mechanical Voting**
23 **Machines. (a)** The use of electronic and mechanical voting machines in any
24 election conducted by the Guam Election Commission (GEC) is prohibited.

25 **(b) Prohibition *not* Applicable to Machines Used to Count Paper**
26 **Ballots.** For the purposes of this Act, *electronic and mechanical voting machines*
27 means electronic or mechanical devices by which voters cast votes. Nothing in

- 1 this Act means that electronic or mechanical devices shall *not* continue to be used
- 2 for the sorting and counting of paper ballots already cast by voters.