

THIRTEENTH GUAM LEGISLATURE
1975 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 177, "An Act to revise Chapter II of Title XXVII of the Government Code of Guam relative to the operation of cockpits", was on the 28th day of May, 1975, duly and regularly passed.

Joseph F. Ada
JOSEPH F. ADA
Speaker

ATTESTED:

Concepcion Cruz Barrett
CONCEPCION CRUZ BARRETT
Legislative Secretary

This Act was received by the Governor this 29th day of May, 1975 at 4:25 o'clock P.M.

Ruth F. Won-Pai
RUTH F. WON PAI
Assistant Staff Officer
Governor's Office

APPROVED:

Ricardo J. Bordallo
RICARDO J. BORDALLO
Governor of Guam

DATED: June 10, 1975

P.L. 13-28

*Became law without
Governor's signature.*

THIRTEENTH GUAM LEGISLATURE
1975 (FIRST) Regular Session

Bill No. 177

Introduced by

E. T. Charfauros
E. R. Duenas
R. P. Duenas
A. C. Sanchez
F. F. Blas
T. V.C. Tanaka
E. M. Espaldon
C. C. Barrett
A. A. Sekt

AN ACT TO REVISE CHAPTER II OF TITLE
XXVII OF THE GOVERNMENT CODE OF GUAM
RELATIVE TO THE OPERATION OF COCKPITS.

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

2 Section 1. Section 26104 of the Government Code of Guam is
3 repealed in its entirety and a new Section 26104 is enacted to
4 read:

5 "Section 26104. Cockpits, authorization to license.
6 The Board is authorized to issue cockpit licenses for both
7 'Balentia' and 'Amara' cockpits. 'Balentia' cockfighting
8 shall be that in which the cocks are not equipped with
9 knives or other sharp instruments. 'Amara' cockfighting
10 shall be that in which the cocks are equipped with knives
11 or other sharp instruments. The Board may authorize a
12 licensee to conduct either or both kinds of cockfighting."

13 Section 2. Sections 26106 and 26107 of the Government Code
14 of Guam are repealed in their entirety and a new Section 26106
15 is enacted to read:

16 "Section 26106. Bids, invitation for and submission of:

17 (a) The Board shall annually conduct a public meeting
18 at which it shall review cockpit operations and

1 determine whether there is a need for additional
2 licenses to be granted.

3 (b) Upon determining such a need exists or not later
4 than 90 days prior to the expiration of an existing
5 license the Board shall publish in a newspaper of
6 general circulation within the territory its in-
7 vitation for bids.

8 (c) The invitation for bids shall specify the type
9 of license to be granted and the municipality
10 in which the license is intended to be granted.

11 (d) The notice shall be published at least once weekly
12 for three consecutive weeks. The notice shall
13 state the address to which bids must be submitted
14 and shall set a deadline, which shall be 30 days
15 following the day of last publication of notice,
16 for the submission of bids.

17 (e) No bid for amara shall be considered unless it
18 shall be accompanied by a deposit of \$100.00 which
19 sum shall not be refundable and which shall be
20 paid into the General Fund of Guam.

21 (f) No bid shall be considered unless it shall be
22 submitted in a sealed envelope.

23 (g) The minimum bid which can be received or
24 accepted by the Board for the operation of a
25 cockpit in which amara fights may be conducted
26 shall be \$10,000 for five (5) years.

27 (h) The minimum bid which can be received or
28 accepted by the Board for the operation of a

1 cockpit in which only balentia fights may be
2 conducted shall be \$50.00 per year."

3 Section 3. Section 26108 of the Government Code of Guam
4 is hereby amended to read as follows:

5 "Section 26108. License, award of. The Board shall
6 award the license to the highest bidder provided that the
7 bidder is approved by the Board. In the event that the
8 Board does not approve the highest bidder, or the highest
9 bid is for any reason not acceptable to the Board, new
10 notices shall be posted and bids received in the same
11 manner as if no notice had been given."

12 Section 4. Sections 26109 through 26112 are repealed in
13 their entirety and a new Section 26109 is enacted to read:

14 "Section 26109. License, duration of; number of;
15 suspension or revocation of; citizenship requirement for.

16 (a) License for any cockpit shall be issued for a
17 five-year period.

18 (b) The Board, acting pursuant to Section 26110,
19 shall have discretion to determine the number
20 of licenses that may be issued, provided,
21 however, that not more than one license shall
22 be issued in any municipality of less than
23 10,000 population. The Board may issue one
24 additional license for each additional 10,000
25 persons residing within a municipality
26 of more than 10,000 population.

27 (c) The Board may suspend or revoke a license for
28 violation of any section of this Chapter or of

1 the rules and regulations issued pursuant
2 thereto. Any action for suspension or revocation
3 shall be processed as provided by the Administra-
4 tive Adjudication Law.

5 (d) The Board shall not issue a license to any natural
6 person who is not a citizen of the United States
7 and a resident of Guam nor to a legal entity in
8 which the ownership is not at least 51 per cent
9 vested in citizens of the United States who are
10 residents of Guam."

11 Section 5. This Act shall be effective upon the expiration
12 of the term of the last Amara license issued prior to the
13 passage of this Act. Also, its provision shall not impair the
14 terms of any existing cockpit license now existing, provided,
15 however, that no existing license shall be renewed except as
16 provided for in this Act.