



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Office of the People's Speaker
vicente (ben) c. pangelinan

JAN 05 2004

TIME: 2:48 () AM () PM
RECEIVED BY: [Signature]

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

05 JAN 2004

The Honorable Vicente C. Pangelinan
Speaker
I Mina 'Bente Siete Na Liheslaturan Guahån
Twenty-Seventh Guam Legislature
155 Hesler Street
Hagåtña, Guam 96910

Dear Speaker Pangelinan:

Transmitted herewith is Bill No. 78 (LS), "AN ACT TO AMEND SECTION 60108(c) OF CHAPTER 60 OF TITLE 10 OF THE GUAM CODE ANNOTATED, COMPLYING TO UNITED STATES PUBLIC LAW 92-544, RELATIVE TO UTILIZING THE FEDERAL BUREAU OF INVESTIGATION'S DATABASE IN THE REVIEW OF AN APPLICANT'S ELIGIBILITY FOR A FIREARMS IDENTIFICATION CARD," which I signed into law on December 17, 2003, as Public Law No. 27- 52.

Bill No. 78 amends Guam law to comply with federal law pertaining to the use of the Federal Bureau of Investigations database in the review of an applicant's eligibility for a firearms identification card. This measure ensures the safety and protection of the people of Guam from individuals who possess a criminal record or that may be registered as a terrorist suspect under the United States Federal Bureau of Investigations.

Sincerely yours,

[Signature of Felix P. Camacho]

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

Attachment: copy attached of signed bill

cc: The Honorable Tina Rose Muna-Barnes
Senator and Legislative Secretary

I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2003 (FIRST) Regular Session

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

This is to certify that Bill No. 78 (LS), "AN ACT TO AMEND SECTION 60108(c) OF CHAPTER 60 OF TITLE 10 OF THE GUAM CODE ANNOTATED, COMPLYING TO UNITED STATES PUBLIC LAW 92-544, RELATIVE TO UTILIZING THE FEDERAL BUREAU OF INVESTIGATION'S DATABASE IN THE REVIEW OF AN APPLICANT'S ELIGIBILITY FOR A FIREARMS IDENTIFICATION CARD," was on the 6th day of December, 2003, duly and regularly passed.

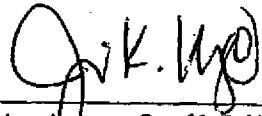
Attested:



Tina Rose Muña Barnes
Senator and Legislative Secretary

vicente (ben) c. pangelinan
Speaker

This Act was received by *I Maga'lahen Guåhan* this 10th day of December, 2003, at 4:50
o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahen Guåhan

Date: 12/17/03

Public Law No. 27-52

I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2003 (FIRST) Regular Session

Bill No. 78 (LS)

As amended by the Committee
on Public Safety and Tourism,
and amended on the Floor.

Introduced by:

J. M. Quinata
F. B. Aguon, Jr.
R. J. Respicio
T. R. Muña Barnes
J. M.S. Brown
F. R. Cunliffe
C. Fernandez
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
L. A. Leon Guerrero
J. A. Lujan
v. c. pangelinan
Toni Sanford
Ray Tenorio

AN ACT TO AMEND SECTION 60108(c) OF CHAPTER 60
OF TITLE 10 OF THE GUAM CODE ANNOTATED,
COMPLYING TO UNITED STATES PUBLIC LAW 92-544,
RELATIVE TO UTILIZING THE FEDERAL BUREAU OF
INVESTIGATION'S DATABASE IN THE REVIEW OF AN
APPLICANT'S ELIGIBILITY FOR A FIREARMS
IDENTIFICATION CARD.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan*
3 finds that the existing protocol for the application of a firearms
4 identification card needs to be updated to ensure the safety and protection

1 of the people from individuals who possess a criminal record or that may
2 be registered as a terrorist suspect under the United States Federal Bureau
3 of Investigation. This Act will promulgate and implement the appropriate
4 rules and regulations pertaining to the necessary requirement to conduct
5 background checks using the Federal Bureau of Investigation's database in
6 the review of an applicant's eligibility for a firearms identification card in
7 compliance with United States Public Law 92-544.

8 **Section 2.** §60108(c) of Chapter 60 of Division 3 of Part 2 of the
9 Guam Code Annotated is hereby *amended* to read:

10 "(c) An applicant for an identification card shall apply
11 therefore on a form supplied by the Department and shall provide
12 such information as may be necessary to afford the Department
13 reasonable opportunity to ascertain the facts required to appear upon
14 the card and facts relevant to the applicant's eligibility for a card, and
15 facts necessary to determine whether the applicant may carry a
16 concealed weapon if such permission is sought. The applicant is
17 required to submit to a national criminal background check
18 conducted by the Federal Bureau of Investigation to process such
19 background checks.

20 A fingerprint card, or electronic fingerprint data, if so utilized,
21 shall be transmitted to Guam's State Identification Bureau as
22 classified by the Federal Bureau of Investigation for processing of
23 fingerprints."

24 **Section 3. Severability.** *If* any provision of this Law or its
25 application to any person or circumstance is found to be invalid or contrary

1 to law, such invalidity shall *not* affect other provisions or applications of
2 this Law which can be given effect without the invalid provisions or
3 application, and to this end the provisions of this Law are severable.