

SIXTH GUAM LEGISLATURE
1962 (SECOND) Regular Session

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CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 297, "An Act to repeal Chapter 10 of Title IX, Government Code of Guam, and Sections 643 and 644 of the Penal Code of Guam, and to enact a new Chapter 10 to Title IX, Government Code of Guam, pertaining to firearm registration", was on the 24th day of May, 1962, duly and regularly passed.



A. B. WON PAT
Speaker

ATTESTED:



V. B. BAMBA
Legislative Secretary

This Act was received by the Governor this 29th day
of May, 1962 at 9:09 o'clock A. M.

/s/ Manuel F.L. Guerrero

MANUEL F. L. GUERRERO
Secretary of Guam

APPROVED:

/s/ BILL DANIEL

BILL DANIEL
Governor of Guam

DATED: JUN 5 1962

6:15 P.M.

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SIXTH GUAM LEGISLATURE
1962 (SECOND) Regular Session

Bill No. 297

Introduced by _____
Committee on Rules,
by request

AN ACT TO REPEAL CHAPTER 10 OF TITLE IX,
GOVERNMENT CODE OF GUAM, AND SECTIONS 643
AND 644 OF THE PENAL CODE OF GUAM, AND TO
ENACT A NEW CHAPTER 10 TO TITLE IX, GOVERN-
MENT CODE OF GUAM, PERTAINING TO FIREARM
REGISTRATION.

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

2 Section 1. Chapter 10 of Title IX, Government Code of Guam, and
3 Sections 643 and 644 of the Penal Code of Guam, are hereby repealed, and a
4 new Chapter 10 is hereby enacted to Title IX, Government Code of Guam, to
5 read as follows:

6 "CHAPTER 10

7 Firearms

8 Section 8900. Definition. As used in this Chapter:

9 "Firearm" means a weapon, the operating force of
10 which is an explosive, and includes, without being limited
11 to, pistols, revolvers, rifles and shotguns.

12 Section 8901. Registration. No person shall own,
13 or possess, or use any firearm of any description, whether
14 usable or unusable, unless it shall have been registered
15 with the Department of Public Safety and a certificate of
16 registration obtained therefor. The application for regis-
17 tration and certificate of registration shall be on such
18 forms as may be designated by the Director of Public Safety
19 and shall include a description of the class of firearm,
20 together with the name of the maker and the factory number,
21 if known or ascertainable, the source from which possession
22 was obtained, and a full description of the owner of the
23 firearm. No firearm shall be registered to any person under

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the age of 18 years, or who has been convicted of any felony, or who is not a citizen of the United States.

Section 8902. Same; Automatic firearms and cannon.

No machine gun, submachine gun or other firearm designed to be fired automatically, or any cannon, mortar or other explosive or noxious gas projector shall be registered unless the barrel has been permanently spiked or plugged and the firing pin removed, so as to be permanently useless as a firearm.

Section 8903. Same; Vendor. The requirements of

Section 8901 as to registration shall not apply to a vendor of firearms, duly licensed under the Business License Law, with regard to his stock in trade.

Section 8904. Fees, Expiration; Where Paid. The

registration of any firearm as well as any permit issued pursuant to Section 8906, and firearms covered by Section 8902, shall be permanent. The fee for each registration or permit shall be five dollars (\$5.00) and shall be paid by the applicant to the Department of Finance before the certificate of registration or permit may be issued. A penalty of fifty cents (50¢) per month or fraction thereof shall be assessed against any person failing to comply with the registration and permit requirement of this Chapter within the time provided.

Section 8905. Possession Prohibited; Felons and

Aliens. No person who has been convicted of any felony or who is not a citizen of the United States of America shall own, possess, use, or have under his control any firearm.

Section 8906. Concealed Weapon. Except as herein

otherwise provided, no person shall carry any firearm concealed either upon his person or within any vehicle.

1 Section 8907. Same; Permit. Upon a showing of
2 good cause therefor, the Director of Public Safety may
3 issue to a person over the age of 21 years owning a
4 registered firearm a permit to carry such firearm concealed
5 upon his person or within a motor vehicle.

6 Section 8908. Provisions Not Applicable; When.
7 The provisions of Sections 8901 through 8907 shall not
8 apply (a) to persons employed by, or in the armed forces
9 of, the territory of Guam or the United States or any state
10 or territory of the United States or political subdivision
11 thereof whose duties require them to be armed, while such
12 persons are in the performance of their respective duties,
13 or while going to and from their respective places of duty; or
14 (b) to any firearm owned or possessed by any person described
15 in (a) above which is required by him in the performance of
16 his duties.

17 Section 8909. Alteration of Identification Marks
18 Prohibited. No person shall alter, remove or obliterate
19 any mark of identity on any firearm. Possession of a fire-
20 arm upon which any mark of identity has been altered, removed
21 or obliterated shall be presumptive evidence that such
22 possessor has altered, removed or obliterated the same.

23 Section 8910. Sale, Gift or Transfer. Any person
24 who sells, gives, or transfers a firearm to any person shall
25 within 48 hours thereof notify the Department of Public
26 Safety of the identity of the person to whom the firearm
27 was sold, given or transferred, and furnish a description
28 of the firearm.

29 Section 8911. Dealers; Register. Every person in
30 the business of selling, leasing, or otherwise transferring
31 firearms, whether such seller, lessor, or transferor is a
32 retail or wholesale dealer, pawnbroker, or otherwise, shall

1 keep a register in which shall be entered the time of
2 sale, the name of purchaser, lessee, or transferee; the
3 make, model, manufacturer's number, or other marks of
4 identification on such firearm. The purchaser, lessee,
5 or transferee, shall be required to sign his name and
6 address to said register.

7 Section 8912. Falsification. No person shall, in
8 complying with any of the requirements of this Chapter, give
9 any false information, or offer false evidence of his identity.

10 Section 8913. Aliens. No permit provided for in
11 this Chapter shall be issued to any person who is not a
12 citizen of the United States, except to a duly accredited
13 official representative of a foreign nation.

14 Section 8914. Firearms Forfeited; When. All firearms
15 used, carried, possessed or owned contrary to law shall be
16 forfeited to the territory, and shall be destroyed, or
17 retained by the Director of Public Safety for use by and
18 under the control of the Department of Public Safety.

19 Section 8915. Revocation. Any registration or permit
20 provided for under this Chapter may be revoked, for good
21 cause, by the Director of Public Safety, or by the judge of
22 any court.

23 Section 8916. Penalty. Any person who violates any
24 of the provisions of this Chapter shall be punished by a
25 fine not to exceed five hundred dollars (\$500.00), or by
26 imprisonment not to exceed one year, or by both such fine
27 and imprisonment."

28 Section 2. This Act shall take effect on the first day of the
29 second month following approval.

30 Section 3. Any registration, license, or permit, issued prior
31 to the effective date of this Act pursuant to any provision of law repealed
32 by Section 1 of this Act, shall continue in effect until its expiration
33 date as provided in such provision, unless sooner revoked.