



ELECTION COMMISSION

Territory of Guam

P.O. Box BG
Agana, Guam 96910

Tel: 477-9791
477-9792
477-9793

STATEMENT BY ALBERT T. CARBULLIDO
EXECUTIVE DIRECTOR OF THE ELECTION COMMISSION
NOVEMBER 20, 1978

MR. CHAIRMEN AND MEMBERS OF THESE COMMITTEES:

THANK YOU FOR GIVING ME THE OPPORTUNITY TO APPEAR BEFORE YOUR JOINT COMMITTEES REGARDING THE EDUCATIONAL PROGRAM ON THE PROPOSED CONSTITUTION. I HAVE TRANSMITTED TO YOU COPIES OF MY MEMORANDUM TO THE MEMBERS OF THE BOARD OF THE ELECTION COMMISSION IN WHICH I SUGGESTED BASIC GUIDELINES TO BE CONSIDERED IN SOLICITING INPUT FROM INTERESTED PARTIES PRIOR TO SUBMITTING AN APPROPRIATION MEASURE. BECAUSE OF THE GENERAL ELECTION WHICH WAS WITHIN THAT WEEK, THE COMMISSION TABLED ANY ACTION ON THE GUIDELINES UNTIL A LATER DATE. BECAUSE TIME IS OF THE ESSENCE, PRIOR TO ANY REGULARLY SCHEDULED MEETING, I AM THEREFORE MAKING COPIES OF THIS MEMORANDUM AVAILABLE WITHOUT THE ENDORSEMENT OF THE COMMISSION.

IN ADDITION TO THE GUIDELINES WHICH I PROPOSED IN MY MEMORANDUM TO THE COMMISSION, I WOULD SUGGEST THE FOLLOWING PROVISIONS TO BE INCORPORATED IN A BILL FOR EDUCATIONAL PURPOSES.

1. A SPECIFIC AGENCY SHALL BE APPOINTED TO ADMINISTER THE PROGRAM;
2. CERTAIN PROVISIONS OF THE ELECTION CODE TO BE WAIVED AS ENUMERATED IN MY LETTER TO THE CHAIRMAN OF THESE COMMITTEES;

PAGE 2

3. THE PROPOSED CONSTITUTION SHALL BE PRESENTED TO THE VOTERS AT THE SCHEDULED REFERENDUM ON A YES OR NO ANSWER PER EACH ARTICLE RATHER THAN VOTE ON IT IN ITS TOTALITY.

4. THE BILL FOR THE EDUCATIONAL PROGRAM SHALL BE AN AUTHORIZATION ONLY TO SOLICIT PROPOSALS SO THAT AN INDICATION OF THE AMOUNT REQUIRED CAN BE ESTABLISHED PRIOR TO APPROPRIATING THE AMOUNT NEEDED FOR THE PROGRAM.

ATTACHMENTS:

- A. Memo to Board/10/31/78
- B. Letter to Senator Tanaka 10/20/78
- C. Estimated Expenditures for
Special Election



ELECTION COMMISSION

Territory of Guam

P.O. Box BG
Agana, Guam 96910

Tel: 477-9791
477-9792
477-9793

October 31, 1978

MEMORANDUM

TO: Board Members
FROM: Executive Director
SUBJECT: Public Law 14-152

Public Law 14-152 postponed the date of the referendum for the proposed Constitution for Guam until June 2, 1979 at a special election. One of the provisions of the law is that the Legislature is to appropriate certain sums of money for an educational program emphasizing the positive and negative provisions of the Constitution, and that the Election Commission shall be first consulted with other interested parties prior to the appropriation of funds for this purpose.

At the last meeting of the Commission, the members approved a proposed budget and certain waivers of the Election Code. This proposal was submitted to the Committee on Finance and Taxation with a copy to the Committee on Governmental Operations. A copy of this transmittal is hereby attached for your information. As stated in this correspondence, the amount shown is for the referendum only and does not contain any money for the educational program.

In order that the Commission may be able to recommend to the Legislature an amount to be made available for the educational program as provided in P.L. 14-152, the following is recommended for your approval as the basic requirements to accomplish the purpose of the law.

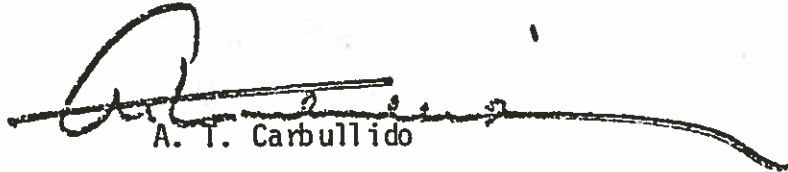
1. The printing of the proposed Constitution both in English and Chamorro in one brochure.
2. The printing of the positive and negative comments on the Constitution from the proponents and oponents of its adoption on a per article basis.
3. The mailing of these two publications to approximately 32,000 registered voters.
4. Television appearances with the proponents and oponents of the Constitution to present their views to the citizens of this Territory on an equal time basis.
5. Any other proposal within the law that would assist the voters to understand and comprehend the provisions of the proposed Constitution.

A

Board Members
October 31, 1978
Page 2

It is suggested that along with these basic requirements that an invitation be issued to interested people to submit a proposal to the Election Commission so that a minimum determination of the amount to be recommended to be appropriated by the Legislature for this educational program can be made.

Since there are only seven months until the referendum is to be held, it is imperative that we get the ball rolling at this time so that the committees of the Legislature will have the input of the Election Commission as provided in the law. Incidentally, the Chairmen of both Committees herein mentioned have indicated that the educational program will be under the guidance and direction of the Election Commission.



A. T. Carbullido

ATC/dn
Enc.



ELECTION COMMISSION

Territory of Guam

P.O. Box BG
Agana, Guam 96910

Tel: 477-9791
477-9792
477-9793

October 20, 1978

Senator Thomas V.C. Tanaka
Chairman, Committee on Finance
and Taxation
14th Guam Legislature
Agana, Guam 96910

Dear Senator Tanaka:

SUBJECT: P.L. 14-152 - Estimated Expenditure for Referendum on Proposed Constitution

Public Law 14-152 postponed the date of the Referendum for the adoption and/or rejection of the proposed Constitution for Guam until June 2, 1979 and it further provides that the Legislature is to appropriate such sums of money as it determines to be reasonably necessary to conduct a referendum and an educational program for the voters of Guam.

This letter addresses itself to the estimated costs of the referendum only which the Election Commission has to conduct on the date specified under this public law. Accordingly, I am submitting herewith the proposed budget for the referendum which was approved by the unanimous vote of the Board of Directors of the Election Commission at their special meeting held on October 19, 1978.

The Commission has an uncommitted and unobligated balance of \$52,000 appropriated under Public Law 13-202 which was later amended under Public Law 14-1. From this appropriation it appears that an additional sum of \$19,650 is needed for the election only, which does not cover any amount for educational purposes or mailing costs of the proposed Constitution to all the registered voters as specified under P.L. 14-152.

The Board, however, finds that certain provisions of the Election Code can be waived in the Special Election for the proposed referendum by incorporating them in a bill that would be introduced for the appropriation of the educational program. These provisions are as follows:

1. The Election Commission may elect to forego mechanical tabulation and establish a procedure for final, official manual tabulation of the referendum votes.
(Sections 2252 and 2509)

B

Senator Thomas V.C. Tanaka
October 20, 1978
Page 2

2. The Election Commission may reduce the number of precinct officials in the Precinct Board from five to three consisting of an inspector and two clerks. (Section 2103)
3. The Election Commission may forego the registration of eligible electors at the different districts, except the Commission's office in Agana. (Section 2059.1)

If these provisions of the Election Code are waived the amount of savings that can be realized based on the proposed expenditures submitted herewith are as follows:

1. Computer Services	\$ 4,000
2. Precinct Officials	7,300
3. Registration Clerks	10,000
4. Tabulation Clerks	<u>1,644</u>
	\$22,944

Because the results are to be manually tabulated, there would be no need of tabulation clerks at the Election Center which would otherwise be needed to tabulate rejected ballots if the returns are to be computerized.

Therefore this request, including the waivers of the Code if approved, would result in the Commission's ability to conduct the referendum from the existing appropriation which has a balance of \$52,000 since the proposed expenditures can be reduced to \$48,706.

Your consideration is therefore appreciated.

Respectfully,



A. T. Carbullido
Executive Director

ATC/dn
Enc. Referendum
Budget
cc: Senator A.R. Unpingco
Chairman, Committee on
Governmental Operations