

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session
VOTING RECORD

Bill No. 24-36 (COR) As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research and Planning; and further amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building February 16, 2021					
NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator V. Anthony Ada	✓					
Senator Frank Blas Jr.	✓	I				
Senator Joanne Brown		✓				
Senator Christopher M. Dueñas	✓					
Senator James C. Moylan	✓					
Vice Speaker Tina Rose Muña Barnes				✓		✓
Senator Telen Cruz Nelson	✓					
Senator Sabina Flores Perez	✓					
Senator Clynton E. Ridgell		✓				
Senator Joe S. San Agustin		I ✓				
Senator Amanda L. Shelton		✓				
Senator Telo T. Taitague	✓					
Senator Jose "Pedo" Terlaje		I ✓				
Speaker Therese M. Terlaje		✓				
Senator Mary Camacho Torres	✓					

TOTAL

8

Aye

6

Nay

1

Not Voting/
Abstained

1

Out During
Roll Call

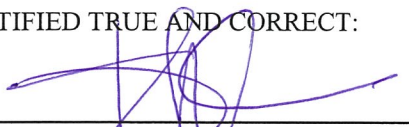
0

Absent

1

Excused

CERTIFIED TRUE AND CORRECT:



 RENNAE V. C. MENO
 Clerk of the Legislature

I = Pass

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Bill No. 24-36 (COR)

As Amended by the Committee on Environment,
Revenue and Taxation, Labor, Procurement, and
Statistics, Research and Planning.

Introduced by:

James C. Moylan
Mary Camacho Torres
Christopher M. Dueñas
Frank F. Blas, Jr.

**AN ACT TO *AMEND* § 3105 OF ARTICLE 1, CHAPTER 3,
TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO
AMENDING THE DATE OF IMPLEMENTATION OF
THE SECOND TIER OF PUBLIC LAW 35-38 FROM
MARCH 1, 2021 TO MARCH 1, 2022.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the COVID-19 pandemic has adversely impacted the economic conditions on
4 the island, which has led to thousands of island residents on a furlough status. Many
5 businesses have either been forced to close their doors, amend their hours of
6 operations and employee base, or work with many limitations, hence affecting their
7 potential revenue stream.

8 In 2019, the 35th Guam Legislature passed what eventually was enacted into
9 Public Law 35-38, an Act which would provide for a two-tiered approach towards
10 increasing the minimum wage. A \$0.50 increase of the minimum wage took place
11 on March 1, 2020, with the second tier of a \$0.50 increase scheduled for March 1,
12 2021. Unfortunately, with many businesses still in a recovery phase, and with
13 tourism arrival numbers seeming questionable for 2021, it would be unreasonable to

1 mandate additional costs on businesses, many of whom will have challenges
2 maintaining their 2020 pre-pandemic organizational charts and annual projections.

3 This *Act* simply delays the enactment of the second tier of the minimum wage
4 increase by a year, to allow businesses to plan their operational expenses based on
5 the uncertainties. It would also help reduce the additional burden placed on those
6 businesses this year who are attempting to bring their employees back to work
7 despite the economic conditions. Nothing in this *Act* prevents any business entity
8 from providing an increment to their employees if their operations are in a favorable
9 position to provide for it.

10 **Section 2.** § 3105 of Article 1, Chapter 3, Title 22, Guam Code Annotated is
11 hereby *amended* to read as follows:

12 **§ 3105. Minimum Wages.**

13 Every employer shall pay each person employed by him wages at a rate not
14 less than Eight Dollars and Twenty-Five Cents (\$8.25) per hour, effective January
15 1, 2015; not less than Eight Dollars and Seventy-Five Cents (\$8.75) per hour,
16 effective March 1, 2020; and not less than Nine Dollars and Twenty-Five Cents
17 (\$9.25) per hour, effective March 1, 2021~~2~~.

18 **Section 3. Severability.** If any provision of this Act or its application to any
19 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*
20 *not* affect other provisions or applications of this Act that can be given effect without
21 the invalid provision or application, and to this end the provisions of this Act are
22 severable.

23 **Section 4. Effective Date.** The Act *shall* become effective immediately upon
24 enactment.

FILE NAME

I MINA TRENDAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session
FLOOR AMENDMENT

Bill No. 24-36 (COR)

ALS/TMB
Senator Proposing Amendment

LINE 16-17 PAGE 2

To amend the Bill to read:

“§ 3105. Minimum Wages.

Every employer shall pay each person employed by him wages at a rate not less than Eight Dollars and Twenty-Five Cents (\$8.25) per hour, effective January 15 1, 2015; not less than Eight Dollars and Seventy-Five Cents (\$8.75) per hour, effective March 1, 2020; and not less than Nine Dollars and Twenty-Five Cents (\$9.25) per hour, effective ~~March 1, 2021~~ September 1, 2021.”

Commented [ILAH1]: 2/12/21 11:30 a.m. FA 1 ALS/TMB. To Amend. (Obj. JCM) 7 Ayes, 7 Nays, 1 Out. Failed.
To allow Legislative Counsel to make technical corrections.
2/16/21 4:07 p.m. ALS. Motion to Reconsider Actions on FA 1 (Obj. JCM). 8 Ayes, 6 Nays, 1 Out. Passed.
2/16/21 4:08 p.m. FA 1 ALS/TMB. To Amend. N/O. Passed To allow Legislative

To allow Legislative Counsel to make technical corrections.

(Below only for Clerk of Legislature's use and processing)

Date: 2/12/21 Floor Amendment No. 1

AMENDMENT PASSED: N/O Votes For _____ Votes Against: _____ Failed: _____ Withdrawn: _____

APPROVED AS TO FORM PASSED _____ Concur (initial) _____
AUTHOR OF AMENDMENT Clerk of Legislature

Engrossment Staff