

MINA'BENTE OCHO NA LIHESLATURAN GUAHAN
2005 (FIRST) Regular Session

Bill No. 73(EC)

Introduced by:

Ray Tenorio 

AN ACT TO AUTHORIZE THE ATTORNEY
GENERAL NOTWITHSTANDING ANY
OTHER PROVISION OF LAW AND
INCLUDING THE GUAM PROCUREMENT
LAW TO DIRECTLY NEOTIATE AN OFFICE
LEASE FOR THE OFFICE OF THE ATTORNEY
GENERAL'S OPERATIONS.

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

2 **Section 1. Legislative Findings and Intent:** *I Liheslaturan*

3 *Guåhan* finds that the Office of the Attorney General pursuant to a court
4 order will be evicted from the Judicial Center effective February 28, 2005.
5 The Office of the Attorney General is an integral part of the criminal justice
6 system and unless the Attorney General is authorized to directly procure
7 office space so that it can continue to operate, there will be a crisis in the
8 criminal justice system.

9 **Section 2. Authorization to Lease.** Notwithstanding any other

10 provision of law, including the Guam Procurement Law, the Attorney
11 General is hereby authorized to directly negotiate an office space lease for
12 his entire Office's immediate usage. The lease shall secure sufficient space
13 for all the Office of the Attorney General's operations in order to bring all
14 Divisions into one premises. The lease may include an option for the
15 government of Guam to purchase the premises through a lease to purchase
16 option subject to legislative approval.

1 **Section 3. Appropriation.** The amount of One Hundred Fifty
2 Thousand Dollars (\$150,000.00) is hereby de-appropriated from the Unified
3 Judiciary's Fiscal Year 2005 Budget and is hereby appropriated to the office
4 of the Attorney General for all relocation, upgrading, rental and related
5 expenses associated with effectuating the purpose of Section 1 of this Act.
6 The Attorney General is hereby authorized to use and transfer monies within
7 his current FY2005 budget to pay for the purposes authorized by this Act.

8 **Section 4.** The Office of the Attorney General is hereby authorized
9 to remain in approximately seven thousand (7000) square feet in the second
10 floor of the Guam Judicial Center on the side of the building facing West
11 O'Brien Drive for its prosecution functions. The Office shall also maintain
12 eleven (11) of its parking stalls and a stall on the side of the building, with
13 side door security access for the Attorney General. No past, current or
14 future rental amounts shall be due by the Office of the Attorney General to
15 the Judiciary Council of Guam, the Judicial Council, or any other entity of
16 the Judicial Branch for the Office of the Attorney General's office or
17 parking rental.

18 In the event that any amounts due by the Office of the Attorney
19 General may be enforceable against the Office of the Attorney General by
20 the Judicial Council for past rent, and rent for this fiscal year, then the
21 budget allocation for this year's fiscal year to the Judicial Branch shall be
22 reduced by said amount and paid to the Judicial Council on the Office of the
23 Attorney General's account. The Judicial Council shall not be authorized to
24 evict the Office of the Attorney General. This Section shall be retroactive to
25 any current eviction proceedings against the Office of the Attorney General.