

*I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN*  
2005 (FIRST) REGULAR SESSION

Bill No. 151 (LS)

Introduced by:

R.J. Respicio  
B.J.F. Cruz 

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AN ACT TO ADD NEW ITEMS 6 AND 7 TO §8122(d); TO REPEAL AND REENACT SUBSECTION (g) OF §8129; AND TO REPEAL AND REENACT ITEM (6) OF SUBSECTION (d) OF §8135; ALL OF TITLE 4 OF THE GUAM CODE ANNOTATED RELATIVE TO FULL RESTORATION OF RETIREES SUPPLEMENTAL ANNUITY ADDITIONS, ANNUAL COST OF LIVING ADJUSTMENT, DISABILITY SUPPLEMENTAL ANNUITY ADDITIONS, AND SURVIVOR SUPPLEMENTAL ANNUITY ADDITIONS

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan*  
3 *Guahan* finds that the reduction in supplemental annuities and  
4 elimination of the annual cost of living adjustment for Defined  
5 Benefits Annuitants has had an adverse impact on those affected. It is  
6 the intent of *I Liheslaturan Guahan* to fully restore the supplemental  
7 benefits and the cost of living adjustment to all eligible annuitants of  
8 the Defined Benefits Plan.

1           **Section 2. Restoration of Retirees Supplemental Annuity**

2   **Additions.** A new item (6) is hereby *added* to 4 GCA §8122(d), to read  
3 as follows:

4           “(6) Any retirement annuitant who commenced receiving a  
5 retirement annuity prior to October 1, 1995, and who is entitled  
6 to retirement benefits under this Chapter, shall receive,  
7 prospective, non-cumulative supplemental annuity benefits as  
8 follows:

9           (i)           Four Thousand Two Hundred Thirty-eight Dollars  
10                       (\$4,238.00) in Retiree Supplemental Annuity Benefits,  
11                       known as the sum of One Thousand Two Hundred  
12                       Dollars (\$1,200.00), One Thousand Five Hundred  
13                       Dollars (\$1,500.00), Seven Hundred Dollars (\$700.00),  
14                       and Eight Hundred Thirty-eight Dollars (\$838.00) in  
15                       annual benefits formerly contained in various  
16                       General Appropriation Acts.

17           ~~(ii)           No persons eligible for Retiree Supplemental~~  
18                       ~~Annuity Benefits provided for in Paragraph (6) of~~  
19                       ~~this Section shall receive such benefit if their regular~~  
20                       ~~annual retirement annuity prior to the supplemental~~  
21                       ~~amounts herein, but excluding survivor benefits, is~~  
22                       ~~more than Forty Thousand Dollars (\$40,000.00).~~  
23                       ~~Persons eligible for Retiree Supplemental Annuity~~  
24                       ~~Benefits shall only receive an amount of such benefits~~  
25                       ~~up to the total aggregate sum of Forty Thousand~~

1                   Dollars (~~\$40,000.00~~) in combined retirement annuities  
2                   and ~~supplemental retirement annuities and not~~  
3                   ~~more.~~"

4                   **Section 3. Restoration of Annual Cost of Living Adjustments**  
5 **to Retirees of the Defined Benefits Program.** A new item (7) is  
6 hereby *added* to 4 GCA §8122(d), to read as follows:

7                   “(7) Any retirement annuitant who commenced receiving a  
8                   retirement annuity and who is entitled to benefits under this  
9                   Chapter, shall receive, an additional One Thousand One  
10                  Hundred Dollars (\$1,100.00), as an annual cost of living  
11                  adjustment formerly contained in various General  
12                  Appropriation Acts.”

13                  **Section 4. Restoration of Disability Supplemental Annuity**  
14 **Additions.** Subsection (g) of 4 GCA §8129, is *repealed and reenacted* to  
15 read as follows:

16                  “(g) Any disability retirement annuitant who commenced  
17                  receiving a disability retirement annuity prior to October 1,  
18                  1995, and who is entitled to disability retirement benefits under  
19                  this Chapter shall receive, during the period commencing on  
20                  October 1, 2004, and ending on September 30, 2005, prospective  
21                  non-cumulative supplemental annuity benefits as follows:

22                         (1) Four Thousand Two Hundred Thirty-eight Dollars  
23                         (\$4,238.00) in Retiree Supplemental Annuity Benefits, known as  
24                         the sum of One Thousand Two Hundred Dollars (\$1,200.00),  
25                         One Thousand Five Hundred Dollars (\$1,500.00), Seven

1 Hundred Dollars (\$700.00), and Eight Hundred Thirty-eight  
2 Dollars (\$838.00) in annual benefits formerly contained in  
3 various General Appropriation Acts.

4 ~~(2) No persons eligible for Retiree Supplemental Annuity~~  
5 ~~Benefits provided for in Paragraph (g) of this Section shall~~  
6 ~~receive such benefit if their regular annual retirement annuity,~~  
7 ~~excluding survivor benefits, prior to the supplemental amounts~~  
8 ~~herein is more than Forty Thousand Dollars (\$40,000.00).~~  
9 ~~Persons eligible for Retiree Supplemental Annuity Benefits~~  
10 ~~shall only receive an amount of such benefits up to the total~~  
11 ~~aggregate sum of Forty Thousand Dollars (\$40,000.00) in~~  
12 ~~combined retirement annuities and supplemental retirement~~  
13 ~~annuities and not more."~~

14 **Section 5. Restoration of Survivor Supplemental Annuity**

15 **Additions.** Item (6) of Subsection (d) of 4 GCA §8135, is *repealed* and  
16 *reenacted* to read as follows:

17 "(6) the prospective payment of supplemental benefits for the  
18 period October 1, 2004, through September 30, 2005, for  
19 survivors of those employees who retired prior to October 1,  
20 1995, to be paid in the following manner:

21 (i) Four Thousand Two Hundred Thirty-eight Dollars  
22 (\$4,238.00.00) in Retiree Supplemental Annuity Benefits,  
23 known as the sum of One Thousand Two Hundred  
24 Dollars (\$1,200.00), One Thousand Five Hundred Dollars  
25 (\$1,500.00), Seven Hundred Dollars (\$700.00), and Eight

1           Hundred Thirty-eight Dollars (\$838.00) in annual benefits  
2           formerly contained in various General Appropriation  
3           Acts.

4           ~~(ii) No persons eligible for Retiree Supplemental Annuity~~  
5           ~~Benefits provided for in Paragraph (6) of this Section shall~~  
6           ~~receive such benefit if their regular annual retirement~~  
7           ~~annuity prior to the supplemental amounts herein is more~~  
8           ~~than Forty Thousand Dollars (\$40,000.00). Persons~~  
9           ~~eligible for Retiree Supplemental Annuity Benefits shall~~  
10           ~~only receive an amount of such benefits up to the total~~  
11           ~~aggregate sum of Forty Thousand Dollars (\$40,000.00) in~~  
12           ~~combined retirement annuities and supplemental~~  
13           ~~retirement annuities and not more."~~