

MINA BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) REGULAR SESSION

10:09 *Gloria*

Bill No. 207(cc)

Introduced by:

R.J. RESPICIO *RJ*

RELATIVE TO THE APPOINTMENT AND REMOVAL
AUTHORITY OF OFFICERS AND EMPLOYEES
WITHIN THE OFFICE OF THE GOVERNOR OF
GUAM, THE LIEUTENANT GOVERNOR OF GUAM,
THE GUAM STATE CLEARING HOUSE, AND ALL
OTHER OFFICES THAT MAY BE ESTABLISHED
AND PLACED UNDER THE PURVIEW OR
DIRECTION OF THE LIEUTENANT GOVERNOR OF
GUAM BY ADDING A NEW §2103.5 TO CHAPTER 2
OF TITLE 5 OF THE GUAM CODE ANNOTATED,
AMENDING §6207 OF ARTICLE 2, CHAPTER 6 OF
TITLE 4 OF THE GUAM CODE ANNOTATED AND
ADDING A NEW §6207.5 TO ARTICLE 2, CHAPTER 6
OF TITLE 4 OF THE GUAM CODE ANNOTATED.

1 BE IT RESOLVED BY THE PEOPLE OF GUAM:

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

3 finds that Section 2103 of Chapter 2 of Title 5, Guam Code Annotated
4 provides for a separate budget for the Office of the Lieutenant Governor.

5 This law enacted almost thirty years ago in Fiscal Year 1977 states in part
6 that....“this is to ensure the effective discharge of the responsibilities and

7 duties of the Office of the Lieutenant Governor as an office separate from
8 that of the Governor pursuant to Section 6 of the Organic Act of Guam.” It

9 is the intent of *I Lehislaturan Guahan* to provide *I Segundo Na Maga’lahen*

10 *Guåhan* appointment and removal powers pursuant to Title 5 GCA and the

11 Organic Act of Guam.

1 **Section 2. A new Section 2103.5 is hereby added to Chapter 2 of**
2 **Title 5 of the Guam Code Annotated to read as follows:**

3 “Section 2103.5. The Lieutenant Governor of Guam shall have
4 exclusive appointment and removal authority of officers and
5 employees within the Office of the Lieutenant Governor, the Guam
6 State Clearinghouse, and all other offices that may be established and
7 placed under the purview or direction of the Lieutenant Governor of
8 Guam.”

9 **Section 3. Section 6207 of Article 2, Chapter 6 of Title 4 of the Guam**
10 **Code Annotated is hereby amended to read as follows:**

11 “Section 6207. Positions in Governor’s Office. The Governor is
12 authorized to establish such positions as may be necessary for
13 operation of the Office of the Governor ~~and Lieutenant Governor~~
14 including off-island offices and Government House; provided,
15 however, that no person shall be appointed to fill such a position in
16 the absence of an appropriation to pay the salary set for such
17 position. The Governor shall set the salaries for positions for which
18 salaries are not set by law.”

19 **Section 4. A new Section 6207.5 is hereby added to Article 2,**
20 **Chapter 6 of Title 4 of the Guam Code Annotated to read as follows:**

21 “Section 6207.5. The Lieutenant Governor is authorized to
22 establish such positions as may be necessary for the operation of the
23 Office of the Lieutenant Governor, the Guam State Clearinghouse,
24 and all other offices that may be established and placed under the
25 purview or direction of the Office of the Lieutenant Governor of
26 Guam; provided, however, that no person shall be appointed to fill
27 such a position in the absence of an appropriation to pay the salary

1 set for such position. The Lieutenant Governor shall set the salaries
2 for positions for which salaries are not set by law.”