

I MINA' BENTE NUEBE NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

Bill No. 111 (EO)

Introduced by:

J. A. Lujan

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EF

AN ACT TO ADD A NEW PARAGRAPH (f) TO §10103 OF TITLE 5,
GUAM CODE ANNOTATED, RELATIVE TO EXTENDING THE
RIGHT OF INSPECTION OF PUBLIC DOCUMENTS TO
RESUMES AND APPLICATIONS FILED IN RESPONSE TO
ADVERTISED GOVERNMENT RECRUITMENT

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 **Section 1.** A new Paragraph (f) is added to §10103 of Title 5 Guam Code Annotated to
3 read:

4 “(f) While §10104 (a)(2) and §10108(c) of this Title recognize the confidentiality of
5 personnel files, application materials from persons seeking employment are not
6 personnel files, but are submitted to public offices for consideration on their merits.
7 There is a public interest in ensuring transparency and accountability in the competitive
8 selection process for qualified public servants, whether to fill positions in the classified
9 service or executive positions for which educational, technical and/or professional
10 experience qualifications are specified. Applicant resumes and completed standard
11 application forms tendered for consideration to fill advertised government positions are
12 hereby deemed public records, and all information on applicant qualifications shall be
13 made available for public inspection during the period prior to the actual selection.
14 Personal information normally exempted from disclosure, such as social security and
15 telephone numbers, shall be redacted prior to release. Names may be redacted when the
16 applicant affirmatively indicates on the form that his current employer may not be

1 contacted. A request for inspection or copies of applicant information shall cause a stay
2 on any further processing towards filling the position, such period to end two full
3 working days after requested documents are made available to the requestor.”