

MINA' BENTE NUEBI NA LIHESLATURAN GUAHAN
2007 (FIRST) Regular Session

Bill No. 116 (EC)

Introduced by:

J.P. GUTHERTZ *M*

AN ACT TO AMEND § 3103 OF CHAPTER 3 OF TITLE 17
GUAM CODE ANNOTATED RELATIVE TO THE GUAM
PUBLIC SCHOOL SYSTEM.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Subitem (b) of §3103 of Chapter 3 of Title 17 Guam Code Annotated

3 is amended to read:

4 "(b) *Only* the following constitute cause for the discharge of the
5 Superintendent:

6 (1) holding financial interests that conflict with the
7 conscientious performance of his duties;

8 (2) engaging in financial transactions using confidential or
9 non-public GPSS information or allowing the improper use of such
10 information to further any private interests;

11 (3) *except* as permitted by statute or regulation, the
12 solicitation or acceptance of any item of value from any person or
13 entity seeking official action from, doing business with, or
14 conducting activities regulated by GPSS, or from persons whose
15 interest may be substantially affected by the performance or
16 nonperformance of the Superintendent's duties, or the duties of
17 GPSS;

18 (4) knowingly making commitments or promises of any kind

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1 purporting to bind GPSS except as permitted by law;

2 (5) use of his official position for his private gain or that of
3 others;

4 (6) failure to disclose waste, abuse and corruption to the
5 appropriate authorities;

6 (7) failure to respect the rights and privacy of others and the
7 use of his official position, authority or other means to injure
8 another person for personal reasons or malicious purposes;

9 (8) fraud or misrepresentation in securing his appointment;

10 (9) refusal or failure to perform duties and responsibilities as
11 defined by law;

12 (10) **conviction of** unlawful use, possession or sale of illicit
13 drugs and alcohol;

14 (11) **conviction of** criminal acts involving moral turpitude;

15 (12) political activity prohibited by law;

16 (13) **conviction of** misuse, misappropriation or theft of
17 government property or funds;

18 (14) prohibited acts of discrimination, including sexual
19 harassment; or

20 (15) abandonment of his position.”