

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) REGULAR SESSION

2011 JUN 14 AM 9:49

Bill No. 237-31 (cor)

Introduced by:

V. Anthony Ada

**AN ACT ADD A NEW §70.45 TO CHAPTER 70 OF 9GCA
RELATIVE TO BLACKLISTING.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new Section 70.45 is *added* to Chapter 70 of 9GCA to read:

“§70.45. Blacklisting Employees. (a) If any person, agent, company, corporation, public official, governmental agency, after having discharged any employee from his or its service, shall prevent or attempt to prevent, by word or writing of any kind, or, in any manner, conspires or contrives, by correspondence or otherwise, to prevent, such discharged employee from obtaining employment with any other person, company corporation or governmental agency, such person, agent, corporation or public official is guilty of a misdemeanor and shall be punished by a fine not exceeding Five Hundred Dollars (\$500.00) for each violation; and such person, agent, company, corporation, elected or appointed public official, governmental agency shall be liable in civil/penal damages to such discharged person, to be recovered by civil action. This section shall not be construed as prohibiting any person or agent of any company or corporation from furnishing in writing, upon request, to any other person, company or corporation to whom such discharged person or employee has applied for employment, a *truthful statement* of the reason for such discharge.

(b) An employer, employee or other person, by threats of injury, intimidation or force, alone or in combination with others, may not prevent a

1 (b) An employer, employee or other person, by threats of injury,
2 intimidation or force, alone or in combination with others, may not prevent a
3 person from entering into, continuing in or leaving the employment of any person,
4 firm, governmental office/agency or corporation. Any person who violates this
5 paragraph is guilty of a misdemeanor and shall be punished by a fine not exceeding
6 Five Hundred Dollars (\$500.00) for each violation; and such person, agent,
7 company, corporation, elected or appointed public official, governmental agency
8 shall be liable in civil/penal damages to such discharged person, to be recovered by
9 civil action.