

MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Bill No. 515-31 (CAR)

Introduced by:

Adolpho B. Palacios, Sr.

2012 SEP 21 PM 12:48

**AN ACT TO ADD NEW SUBSECTIONS (h) AND (i)
TO §55102 OF CHAPTER 55, DIVISION 3, TITLE 10,
GUAM CODE ANNOTATED, RELATIVE TO
APPLYING INTEREST ON UNPAID
COMPENSATION FOR PUBLIC SAFETY AND
LAW ENFORCEMENT PERSONNEL, AS
MANDATED THROUGH P.L. 29-105.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that P.L. 29-105, which was enacted on August 14, 2008, recognized the need
4 for the government of Guam to adjust the compensation of Guam's public
5 safety and law enforcement personnel. The measure recognized that while
6 public sector employees in the fields of education and health received salary
7 increases, there were no efforts made by elected officials at the time to adjust
8 the salaries of Guam's public safety and law enforcement personnel.

9 *I Liheslatura* further finds that the forty percent (40%) salary adjustment
10 provided for in P.L. 29-105 was to be implemented over a period of four (4)
11 fiscal years effective October 1, 2008. *I Liheslaturan Guåhan* finds that Guam's

1 public safety and law enforcement personnel have yet to receive the
2 remaining twenty percent (20%), which was due in increments of ten percent
3 (10%) at the beginning of Fiscal Years 2011 and 2012, respectively.

4 With the end of Fiscal Year 2012 quickly approaching, *I Liheslaturan*
5 *Guåhan* finds that one (1) year will have passed since the final ten percent
6 (10%) was due to Guam's public safety and law enforcement officers.
7 Moreover, *I Liheslatura* finds that Guam's public safety and law enforcement
8 personnel continue to perform their duties without much complaint about the
9 remaining twenty percent (20%) salary adjustment that the government of
10 Guam is legally obligated to fulfill.

11 Therefore, it is the intent of *I Liheslaturan Guåhan* to recognize the legal
12 and moral responsibility of the government of Guam in paying what is
13 rightfully owed to Guam's public safety and law enforcement personnel. *I*
14 *Liheslatura* intends to require that interest shall be applied to any and all
15 balances owed to public safety and law enforcement personnel as required.
16 Furthermore, it is the intent of *I Liheslaturan Guåhan* that elected officials
17 recognize the importance and urgency of fulfilling the commitment made
18 with the enactment of P.L. 29-105.

19 **Section 2. Interest on Unpaid Public Safety and Law Enforcement**
20 **Compensation.** New Subsections (h) and (i) are hereby *added* to §55102 of
21 Chapter 55, Division 3, Title 10, Guam Code Annotated, to read:

1 **“§ 55102. Public Safety and Law Enforcement Compensation**
2 **Review.**

3 (h) Any balances owed to a public safety or law enforcement
4 officer of the government of Guam, who is entitled to the forty percent
5 (40%) compensation adjustment as provided in P.L. 29-105, shall bear
6 interest at six percent (6%) per annum until such time the balances are
7 fully paid by the government of Guam.

8 (i) The application of the six percent (6%) interest to the unpaid
9 salary adjustment shall be effective on the date that the installment
10 became effective and accrued, and shall apply to eligible current and
11 retired public safety and law enforcement officers.”

12 **Section 3. Effective Date.** This Act shall be effective upon enactment.