

FILE COPY

I MINA'TRENTA NA LIHESLATURAN GUÅHAN  
2009 (FIRST) Regular Session

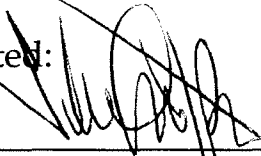
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 209-30 (LS) "AN ACT TO ADD A NEW ITEM (4) TO SUBSECTION (a) OF §13102 OF CHAPTER 13 OF TITLE 4, GUAM CODE ANNOTATED, TO REQUIRE ALL PERSONS OR PUBLIC OFFICIALS THAT HAVE AUTHORITY TO ENTER INTO BINDING CONTRACTS ON BEHALF OF THE GOVERNMENT OF GUAM OR ANY OF ITS DEPARTMENTS, AGENCIES, AUTONOMOUS ENTITIES AND PUBLIC CORPORATIONS TO COMPLY WITH THE PUBLIC OFFICIAL FINANCIAL DISCLOSURE ACT OF THE GOVERNMENT OF GUAM; AND TO AMEND §5114, CHAPTER 5, ARTICLE 2, PART B OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DELEGATION OF PROCUREMENT AUTHORITY," was on the 10<sup>th</sup> day of November, 2009, duly and regularly passed.



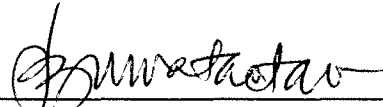
Judith T. Won Pat, Ed. D.  
Speaker

Attested:



Tina Rose Muña Barnes  
Legislative Secretary

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This Act was received by *I Maga'lahaen Guåhan* this 13 day of Nov, 2009, at  
1:30 o'clock P.M.



Assistant Staff Officer  
*Maga'lahaen's Office*

APPROVED:

\_\_\_\_\_  
FELIX P. CAMACHO  
*I Maga'lahaen Guåhan*

Date: \_\_\_\_\_  
Public Law No. \_\_\_\_\_

*I MINA'TRENTA NA LIHESLATURAN GUÁHAN*  
**2009 (FIRST) Regular Session**

**Bill No. 209-30 (LS)**

As amended on the Floor.

Introduced by:

Judith P. Guthertz, DPA

R. J. Respicio

M. J. Rector

T. C. Ada

F. B. Aguon, Jr.

F. F. Blas, Jr.

E. J.B. Calvo

B. J.F. Cruz

J. V. Espaldon

T. R. Muña Barnes

Adolpho B. Palacios, Sr.

v. c. pangelinan

Ray Tenorio

Telo Taitague

Judith T. Won Pat, Ed.D.

**AN ACT TO *ADD* A NEW ITEM (4) TO SUBSECTION (a) OF §13102 OF CHAPTER 13 OF TITLE 4, GUAM CODE ANNOTATED, TO REQUIRE ALL PERSONS *OR* PUBLIC OFFICIALS THAT HAVE AUTHORITY TO ENTER INTO BINDING CONTRACTS ON BEHALF OF THE GOVERNMENT OF GUAM *OR* ANY OF ITS DEPARTMENTS, AGENCIES, AUTONOMOUS ENTITIES AND PUBLIC CORPORATIONS TO COMPLY WITH THE PUBLIC OFFICIAL *FINANCIAL DISCLOSURE ACT* OF THE GOVERNMENT OF GUAM; AND TO *AMEND* §5114, CHAPTER 5, ARTICLE 2, PART B OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DELEGATION OF PROCUREMENT AUTHORITY.**

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

2           **Section 1.** A new item (4) is *added* to §13102(a) of Chapter 13 of Title 4  
3 of the Guam Code Annotated, to read:

4                   “(4) all individuals who are given or delegated authority by an elected  
5 official or appointed official to have *sole* authority to enter into contracts for  
6 procurement or approved change order. Exempt are classified employees  
7 who do administrative processing but *do not* have discretion on awards.”

8           **Section 2.** §5114 of Chapter 5, Article 2, Part B of Title 5, Guam Code  
9 Annotated, is *amended* to read:

10                   **“§5114. Delegation of Authority by the Chief Procurement**  
11 **Officer and the Director of Public Works.**

12                   Subject to the regulations of the Policy Office, the Chief Procurement  
13 Officer or the Director of Public Works may delegate authority to designees  
14 or to any governmental body or official.

15                   Procurement authority may *not* be delegated to any individual who is  
16 *not* required to disclose information pursuant to 4 GCA Chapter 13, The  
17 Public Official Financial Disclosure Act.”