

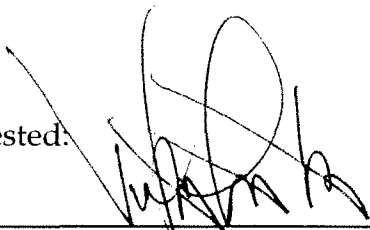
I MINA'TRENTA NA LIHESLATURAN GUÅHAN  
2010 (SECOND) Regular Session

FILE 847

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

This is to certify that **Bill No. 374-30 (COR), "AN ACT TO AMEND §40110 (a) AND (b) OF CHAPTER 40, TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE FILLING OF VACANCIES FOR MAYORS AND VICE MAYORS "**, was on the 2<sup>nd</sup> day of July, 2010, duly and regularly passed.

Attested:

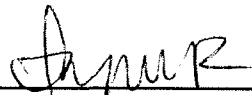


Tina Rose Muña Barnes  
Legislative Secretary



Judith T. Won Pat, Ed. D.  
Speaker

This Act was received by *I Maga'lahaen Guåhan* this 6<sup>th</sup> day of July, 2010, at  
5 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 GU' HAN***  
**2010 (SECOND) Regular Session**

**Bill No. 374-30 (COR)**

As amended on the Floor.

Introduced by:

F. F. Blas, Jr.  
V. Anthony Ada  
T. C. Ada  
F. B. Aguon Jr.  
E. J.B. Calvo  
B. J.F. Cruz  
J. V. Espaldon  
Judith P. Guthertz, DPA  
T. R. Muña Barnes  
Adolpho B. Palacios, Sr.  
v. c. pangelinan  
R. J. Respicio  
Telo Taitague  
Ray Tenorio  
Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* §40110 (a) AND (b) OF CHAPTER  
40, TITLE 5 OF THE GUAM CODE ANNOTATED,  
RELATIVE TO THE FILLING OF VACANCIES FOR  
MAYORS AND VICE MAYORS.**

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

2       **Section 1.**   §40110 (a) and (b) of Chapter 40 of Title 5 of the Guam Code  
3       Annotated are hereby *amended* to read as follows:

4               **“§40110.   Vacancies.**

5                       (a) Vice-Mayors. A vacancy in the office of the Vice-Mayor  
6               *shall* be filled for the unexpired term. The vacancy *shall* be filled by *I*

1           *Maga'lahi* (the Governor) by appointment after soliciting the non-  
2 binding recommendations of the Municipal Planning Council of the  
3 municipality in which the vacancy occurs, subject to the advice and  
4 consent of *I Liheslatura* (the Legislature).

5           (b)    Mayors. *If* by reason of death, resignation, removal from  
6 office, inability or failure to perform, there *shall* be a vacancy in the  
7 office of the Mayor, it *shall* be filled for the unexpired term. The  
8 vacancy *shall* be filled by *I Maga'lahi* (the Governor) by appointment  
9 after soliciting the non-binding recommendations of the Municipal  
10 Planning Council of the municipality in which the vacancy occurred,  
11 subject to the advice and consent of *I Liheslatura* (the Legislature);  
12 *provided, however,* that in a municipality where there is a Vice-  
13 Mayor, the Vice-Mayor *shall* automatically assume the position of  
14 Mayor and there *shall* be a vacancy in the position of Vice-Mayor.”

15       **Section 2. Severability.** *If* any provision of this law or its application to  
16 any person or circumstance is found to be invalid or contrary to law, such  
17 invalidity shall *not* affect other provisions or applications of this law which can be  
18 given effect without the invalid provisions or applications, and to this end the  
19 provisions of this law are severable.