



Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill No.209 (COR) "AN ACT TO ADD A NEW ITEM (4) TO SUBSECTION (a) OF §13102 OF CHAPTER 12, 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 PUBLIC OFFICIAL FINANCIAL DISCLOSURE ACT OF THE GOVERNMENT OF GUAM AND TO AMEND §5114, CHAPTER 5, ARTICLE, PART B OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DELEGATION OF PROCUREMENT AUTHORITY" now designated as **Public Law 30-79**.

Sinseru yan Magåhet,

FELIX P. CAMACHO
I Maga'låhen Guåhan
Governor of Guam

Attachment: copy of Bill

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30-10-0097

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

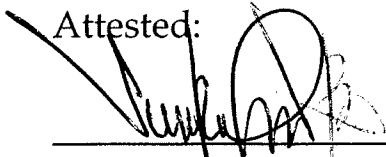
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

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," returned without approval of *I Maga'lahen Guåhan*, was reconsidered by *I Liheslaturan Guåhan* and after such consideration, did agree, on the 22ND day of January, 2010, to pass said bill notwithstanding the veto of *I Maga'lahen Guåhan* by a vote of fourteen (14) Members.



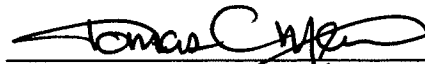
Judith T. Won Pat, Ed. D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 24 day of January, 2010, at 11:20 o'clock A.M.



Assistant Staff Officer
Maga'lahi's Office

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

Matt 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.”