

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

MAR 07 2014

Honorable Judith T. Won Pat, Ed.D
Speaker
I Mina'trentai Dos Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

32-14-1390
Citation
Encl: TV 3, 52 P.
3-10-14
4:41 PM
2014 MAR 10 PM 5:01
mjb

Dear Madame Speaker:

Attached is Bill No. 278-32 (COR), entitled, ***“An act to prioritize the funding of the classified and unclassified employees of the government of Guam by setting the salaries of I Maga’lahen Guåhan, I Segundo na Maga’lahen Guåhan, the Senators of I Liheslaturan Guåhan, the Attorney General of Guam, the Public Auditor of Guam, and the appointed heads of the Departments and Agencies of the Executive Branch to October 1, 2013 salary rates,”*** which lapsed into law as new **Public Law 32-136**.

I disagree with the way that Bill 278 changes the Hay Plan. Nevertheless, there has been enough discussion on this subject, and I have repeatedly made my position clear as is set forth in the editorial to the People that I am including again here.

Now that the will of the *I Liheslaturan* has become law, I hope that the Senators will direct their attention and efforts to our schools and teachers, our homeless and foster children, crime, and the other important issues affecting our community.

Senseramente,

EDDIE BAZA CALVO

1390

Editorial on Bill 278
By Eddie Baza Calvo
March 4, 2014

I'm writing this editorial, not because I believe it's important Bill 278 becomes law, but because Guamanians have a right to know why it disappoints me that senators have denied just compensation to the people's Cabinet. I'm talking about the agency heads of the Executive Branch, to include their elected Public Auditor and Attorney General.

Bill 278 changes the recently-implemented Hay Study. It reverts the salaries of senators, the Governor and Lieutenant Governor, cabinet members, the Public Auditor, and the Attorney General to original levels.

As I've said several times, Ray and I are not taking the recommended pay raise, and senators could have simply declined theirs as well, if they wanted to. As a matter of fact, the additional proceeds from my first paycheck after the Hay raises went to two places: GMH and J.Q. San Miguel Elementary School. The proceeds from last Friday's check went to GMH and Simon Sanchez High School. Inarajan Middle School would have received the next one, and other schools down the row every paycheck would have received this, along with GMH. But the Legislature instead decided to make a statement.

The legislature had the occasion to make this same statement last year, when Sen. Mike Limtiaco introduced very similar legislation. That bill would have cut senatorial salaries back to its pre-raise levels. The year before that, Sen. Chris Duenas introduced the same bill; it proposed to give the savings to the purchase of school buses. Both bills never saw the light of day until an opportunity came in this election year to stick it to the Cabinet, the AG, and the Public Auditor.

Let me be the first to be straight up with you on this issue. It was conceived as a political maneuver, nothing more, nothing less. Some senators want to damage our administration as much as possible as we approach the election this year. This is all understandable. I get it. This is what happens in the world of politics, much as I detest it. But these unseemly ways come at the expense of principle and, above all, people. In any good organization, excellent work is rewarded. The Cabinet has been doing an excellent job. Look at the turnaround in this government. That was because of them and their employees. They deserve the compensation the Legislature is so willing to deny them.

I don't agree completely with this bill. But it will lapse into law without my signature for one reason more important than all others: it's time for the Legislature to concentrate on more important matters. Guamanians gain nothing from politicians prolonging this debate. This bill will lapse so the debate ends, and lawmakers can move on.

It is my sincere hope the senators who pushed this through will now work with us on the 10-point agenda we outlined in the State of the Island address. Ironically, there was such an insistence to pass Bill 278 that nine (Democrats) out of 15 senators felt it was an emergency to pass this bill and skip the annual report to the Guamanian people, which contained the 10-point agenda (The Republican senators, along with Sens. Aguon and Barnes did show up after session ended). Let's just call this for what it was: a boycott. Senatorial leaders, you can dislike me, but please respect that this is the office of the people. I don't quite understand how senatorial salaries are more important than school construction, universal pre-K, teacher bonuses, housing for the homeless, crime suppression, foster homes, mass transit for all, roads, property taxes, Hagatna redevelopment, or the Ordot Dump. But, now that the salaries question is out of the way, I'm very hopeful the nine senators can come to the table on these 10 points, and other issues of importance to our people.

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

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

This is to certify that Bill No. 278-32 (COR), "AN ACT TO PRIORITIZE THE FUNDING OF THE CLASSIFIED AND UNCLASSIFIED EMPLOYEES OF THE GOVERNMENT OF GUAM BY SETTING THE SALARIES OF *I MAGA'LAHEN GUÅHAN*, *I SEGUNDU NA MAGA'LAHEN GUÅHAN*, THE SENATORS OF *I LIHESLATURAN GUÅHAN*, THE ATTORNEY GENERAL OF GUAM, THE PUBLIC AUDITOR OF GUAM, AND THE APPOINTED HEADS OF THE DEPARTMENTS AND AGENCIES OF THE EXECUTIVE BRANCH TO OCTOBER 1, 2013 SALARY RATES," was on the 20th day of February, 2014, duly and regularly passed.




Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 20 day of FEB,
2014, at
8:00 o'clock P.M.

POI JOVITS RECHULK


Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: MAR 05 2014

Public Law No. 32-136

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 278-32 (COR)

As amended on the Floor.

Introduced by:

Vicente (ben) C. Pangelinan
B. J.F. Cruz
T. C. Ada
R. J. Respicio
V. Anthony Ada
FRANK B. AGUON, JR.
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreddie
Tommy Morrison
T. R. Muña Barnes
Dennis G. Rodriguez, Jr.
Michael F. Q. San Nicolas
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO PRIORITIZE THE FUNDING OF THE CLASSIFIED AND UNCLASSIFIED EMPLOYEES OF THE GOVERNMENT OF GUAM BY SETTING THE SALARIES OF *I MAGA'LAHEN GUÅHAN*, *I SEGUNDU NA MAGA'LAHEN GUÅHAN*, THE SENATORS OF *I LIHESLATURAN GUÅHAN*, THE ATTORNEY GENERAL OF GUAM, THE PUBLIC AUDITOR OF GUAM, AND THE APPOINTED HEADS OF THE DEPARTMENTS AND AGENCIES OF THE EXECUTIVE BRANCH TO OCTOBER 1, 2013 SALARY RATES.

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

2 **Section 1.** Notwithstanding any other provision of law, rule, regulation,
3 policy, or procedure, the salaries of *I Maga'lahaen Guåhan*, *I Segundu na*

1 *Maga'lahaen Guåhan*, Senators of *I Liheslaturan Guåhan*, the Attorney General of
2 Guam, and the Public Auditor of Guam, *shall* be set to their respective salary rates
3 that were effective on October 1, 2013. No appropriation or authorization from
4 Fiscal Years 2014 and prior shall be authorized for the payment of salaries to the
5 positions identified in this Section at a salary rate above the salary rates that were
6 effective on October 1, 2013.

7 **Section 2.** Notwithstanding any other provision of law, rule, regulation,
8 policy, or procedure, the salaries of all employees in the attached Exhibit A, which
9 *shall* include, but *not* be limited to, *I Maga'lahaen Guåhan's* appointed cabinet
10 members, *shall* be set at their respective salary rates that were effective on October
11 1, 2013. No appropriation or authorization from Fiscal Years 2014 and prior shall
12 be authorized for the payment of salaries to the positions in Exhibit A at a salary
13 rate above the salary rates that were effective on October 1, 2013.

14 **Section 3.** § 1106(a) of Chapter 1, Title 2, Guam Code Annotated, is
15 *amended* to read:

16 “(a) Compensation of each member of *I Liheslaturan Guåhan* [the
17 Guam Legislature] *shall* be paid in twenty-six (26) equal installments at the
18 rate per annum of Sixty Thousand Eight Hundred Forty Dollars (\$60,840);
19 the compensation of the Speaker of *I Liheslaturan Guåhan* *shall* be paid in
20 twenty-six (26) equal installments at the rate per annum of Sixty Seven
21 Thousand Six Hundred Dollars (\$67,600). Such compensation *shall* be paid
22 out of funds to be appropriated to *I Liheslaturan Guåhan* [the Guam
23 Legislature].”

24 **Section 4. Effective Date.** This Act *shall* be effective upon enactment.

25 **Section 5. Severability.** *If* any provision of this Act or its application to
26 any person or circumstance is found to be invalid or contrary to law, such
27 invalidity *shall not* affect other provisions or applications of this Act which can be

- 1 given effect without the invalid provisions or application, and to this end the
- 2 provisions of this Act are severable.

Exhibit A

Adjutant General	Deputy Director (Library)	Director (Labor)
	Deputy Director (GBHWC)	Director (Library)
Administrator (GMHA)	Deputy Director (Parks and Recreation)	Director (GBHWC)
Administrator (GEPA)	Deputy Director (DPHSS)	Director (Parks and Recreation)
Administrator (GEDA)	Deputy Director (Retirement)	Director (PHSS)
Administrative Director (Public Defender)	Deputy Director (Revenue & Taxation)	Director (Retirement)
Assistant General Manager (KGTF)	Deputy Fire Chief	Director (Revenue & Taxation)
Assistant General Manager (GRTA)	Deputy General Manager (GVB)	Education Suruhanu
Associate Administrator (GMHA)	Deputy Superintendent - Assessment and Accountability	Executive Director (Bureau of Women's Affairs)
Chief Medical Examiner	Deputy Superintendent - Curriculum and Instructional Improvement	Executive Director (CSC)
Chief of Police	Deputy Superintendent - Educational Support and Community Learning	Executive Director (Guahan Commission for Educator Certification)
Commissioner of Banking and Insurance	Deputy Superintendent - Finance and Administrative Services	Executive Director (GHURA)
	Director (GDDC)	Executive Director (Public Defender Corp.)
Deputy Administrator (GEPA)	Director (Agriculture)	Executive Director (Hagatna Restoration)
Deputy Chief of Police (GPD)	Director (AHRD)	Executive Director (Mayor's Council)
Deputy Director (Agriculture)	Director (Ancestral Lands Commission)	Executive Manager (GRTA)
Deputy Director (AHRD)	Director (BBMR)	Executive Secretary Registrar (CLB)
Deputy Director (Ancestral Lands Commission)	Director (BOSP)	Fire Chief (GFD)
Deputy Director (BBMR)	Director (CAHA)	General Manager (GVB)
Deputy Director (CAHA)	Director (Chamorro Land Trust)	General Manager (KGTF)
Administrative Director (Chamorro Land Trust)	Director (Commission on Persons with Disabilities)	Manager (GHC)
Deputy Director (Corrections)	Director (Corrections)	President (GHC)
Deputy Director (DLM)	Director (Customs)	President (Kumision I Fino Chamorro)
Deputy Director (DOA)	Director (DISID)	Superintendent of Education
Deputy Director (DPW)	Director (DLM)	Vice President (Kumision I Fino Chamorro)
Deputy Director (DYA)	Director (DOA)	
Deputy Director (GHURA)	Director (DPW)	
Deputy Director (DEC)	Director (DYA)	
Deputy Director (Guam Energy Office)	Executive Director (Guam Election Commission)	
Deputy Director (Labor)	Director (Guam Energy Office)	

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



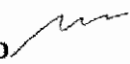
I Mina'trentai Dos na Liheslaturan Guåhan
THIRTY-SECOND GUAM LEGISLATURE

February 20, 2014

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 2.20.14
Time 2:03pm
Received by: [Signature]

MEMORANDUM

To: Speaker Judith T. Won Pat, Ed.D.

From: Majority Leader Rory J. Respicio 

Subject: Request for Waiver of Public Hearing for Bill No. 278-32 (COR)

Håfa Adai Madam Speaker,

I hereby request for a waiver of the public hearing on the matter of Bill No. 278-32 (COR) – “AN ACT TO PRIORITIZE THE FUNDING OF THE CLASSIFIED AND UNCLASSIFIED EMPLOYEES OF THE GOVERNMENT OF GUAM BY SETTING THE SALARIES OFI MAGA'LÅHEN GUÅHAN, I SEGUNDU NA MAGA'LÅHEN GUÅHAN, SENATORS OF I LIHESLATURAN GUÅHAN, THE ATTORNEY GENERAL OF GUAM, THE PUBLIC AUDITOR OF GUAM, AND EMPLOYEES UNDER THE EXECUTIVE PAY PLAN TO OCTOBER 1, 2013 SALARY RATES.”

This legislation is similar to a prior legislative measure that received a public hearing. As such, I respectfully request that a waiver of the public hearing requirement be made pursuant to law.

I look forward to your favorable response. *Si Yu'os ma'åse'!*



OFFICE OF THE SPEAKER
JUDITH T. WON PAT, Ed.D.
 CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

VICE CHAIR

COMMITTEE ON TOURISM,
 MUNICIPAL AFFAIRS,
 HOUSING AND
 RECREATION

February 20, 2014

MEMORANDUM

To: Honorable Rory Respicio
 Chairperson, Committee on Rules

From: Speaker Judith T. Won Pat, Ed.D.

Subject: Waiver of Public Hearing-Bill 278-32(COR)

After carefully evaluating the request to waive the requirement of a public hearing on-Bill No. 278-32(COR) **AN ACT TO PRIORITIZE THE FUNDING OF THE CLASSIFIED AND UNCLASSIFIED EMPLOYEES OF THE GOVERNMENT OF GUAM BY SETTING THE SALARIES OF I MAGA'LÁHEN GUÁHAN, I SEGUNDU NA MAGA'LÁHEN GUÁHAN, SENATORS OF I LIHESLATURAN GUÁHAN, THE ATTORNEY GENERAL OF GUAM, THE PUBLIC AUDITOR OF GUAM, AND HEADS OF THE DEPARTMENT AND AGENCIES OF THE EXECUTIVE BRANCH TO OCTOBER 1, 2013 SALARY RATES.**

I certify that Bill No. 278-32 (COR) meets one of the requirements set forth in §2103(a) of Title 2 Guam Code Annotated and the requirement for a public hearing is hereby waived.

Sincerely,

Judith T. Won Pat, Ed.D.

COMMITTEE ON RULES	
Name	<i>Manuel</i>
Date/Time	<i>2:05 pm</i>
FEB 20 2014	

cc: Clerk of the Legislature

COMMISSIONER

GUAM COMMISSION ON
 DECOLONIZATION

GUAM FIRST
 COMMISSION

VICE PRESIDENT

ASSOCIATION OF
 PACIFIC ISLAND
 LEGISLATURES
 (APIL)

BOARD MEMBER

PACIFIC RESOURCES FOR
 EDUCATION
 AND LEARNING
 (PREL)

**LEGISLATIVE
 REPRESENTATIVE**

PACIFIC ISLAND
 DEVELOPMENT BANK
 (PIDB)

FESTIVAL OF THE
 PACIFIC ARTS
 (FESTPAC)