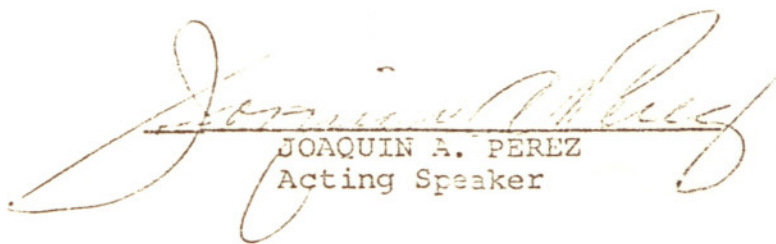



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CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR


This is to certify that Bill No. 91, "An Act to amend Sub-paragraph (c) of Section 4203 of the Government Code of Guam, to add a Subparagraph (e) to Section 4204 of said Code, to amend Section 4205, and to add Section 4209.2 to said Code to give casual or temporary government employees the option to become members of the Retirement Fund and to give them retirement credit for their prior service to the government", which was heretofore passed and thereafter on April 26, 1972, returned to the Legislature without the approval of the Governor was, in accordance with the Organic Act of Guam, reconsidered by the Legislature and after such reconsideration the Legislature did on the 26th day of April, 1972, agree to pass said bill notwithstanding the objections of the Governor by a vote of more than two-thirds of all the members thereof, to wit: by a vote of 15 members.


JOAQUIN A. PEREZ
Acting Speaker

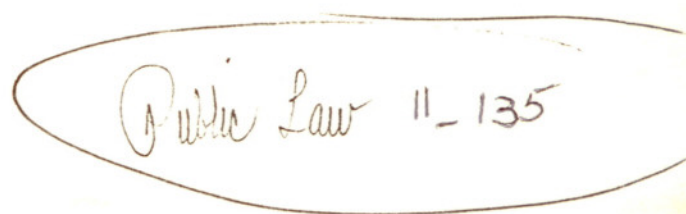
ATTESTED:


PAUL M. CALVO
Acting Legislative Secretary

This Act was received by the Governor this 3rd day
of May, 1972 at 4:05 o'clock P. M.


VINCENT T. PEREZ
Attorney General of Guam

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ELEVENTH GUAM LEGISLATURE
1971 (FIRST) Regular Session

Bill No. 91
Substitute Bill by Committee on
General Governmental Operations

Introduced by _____

W. D. L. Flores
V. D. Ada
G. M. Bamba
C. C. Barrett
P. J. Bordallo
J. B. Butler
P. M. Calvo
T. C. Charfauros
A. L. Cristobal
O. L. Delfin
J. R. Duenas
F. G. Lujan
L. S. N. Paulino
J. A. Perez
P. D. Perez
F. T. Ramirez
A. C. Sanchez
F. R. Santos
T. R. Santos
A. A. Sekt
T. S. Tanaka

AN ACT TO AMEND SUBPARAGRAPH (c) OF SECTION 4203 OF THE GOVERNMENT CODE OF GUAM, TO ADD A SUBPARAGRAPH (e) TO SECTION 4204 OF SAID CODE, TO AMEND SECTION 4205, AND TO ADD SECTION 4209.2 TO SAID CODE TO GIVE CASUAL OR TEMPORARY GOVERNMENT EMPLOYEES THE OPTION TO BECOME MEMBERS OF THE RETIREMENT FUND AND TO GIVE THEM RETIREMENT CREDIT FOR THEIR PRIOR SERVICE TO THE GOVERNMENT.

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

2 Section 1. Subparagraph (c) of Section 4203 of the
3 Government Code of Guam is hereby amended to read as follows:

4 "(c) 'Employee' shall mean any person in the
5 employ of the government, in all occupational classi-
6 fications, including a person whose work is classified
7 as casual or temporary."

8 Section 2. Subparagraph (e) is hereby added to Section 4204
9 of the Government Code of Guam to read as follows:

10 "(e) Any employee of the government of Guam
11 whose employment is purely temporary, seasonal, inter-
12 mittent or part-time shall have the option of accepting

1 or rejecting membership, and shall become a member
2 only upon submission of a written request to the
3 Board for membership."

4 Section 3. Section 4205 of the Government Code of Guam is
5 hereby amended to read as follows:

6 "Section 4205. Same: ineligible persons. The
7 following employees shall not be eligible for membership:

8 (a) Persons whose services are com-
9 pensated on a fee basis.

10 (b) Independent contractors.

11 (c) Persons whose employment is for a
12 specific project."

13 Section 4. Section 4209.2 is hereby added to the Government
14 Code of Guam to read as follows:

15 "Section 4209.2. Same: credit for casual or
16 temporary employment. Each person becoming a member of
17 the fund by virtue of that provision of Subparagraph (c)
18 of Section 4203 of this Chapter which defines 'employee'
19 to include certain casual or temporary employees, shall
20 be entitled to excluded service credit for casual or
21 temporary service rendered to the government. The pro-
22 cedure set out in Section 4206 of this Chapter shall
23 apply to persons seeking excluded service credit under
24 the provisions of this section; provided however that
25 all persons claiming such excluded service credit shall
26 be entitled to make contributions for such excluded
27 service in equal installments over a period of not to
28 exceed ten (10) years; and further provided that if the
29 year of the employee's retirement occurs prior to the
30 expiration of the ten (10) year period, all such con-
31 tributions shall be made in equal installments over the
32 period prior to the date of retirement."