

ELEVENTH GUAM LEGISLATURE
1972 (SECOND) Regular Session


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CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR


This is to certify that Bill No. 723, "An Act to repeal and reenact Section 4233 of the Government Code of Guam relative to retirement benefits for members of the Legislature", was on the 22nd day of November, 1972, duly and regularly passed.


F. T. RAMIREZ
Speaker


ATTESTED:


A. C. SANCHEZ, Acting
Legislative Secretary

This Act was received by the Governor this 30th day
of November, 1972 at 3:40 o'clock P. M.


VINCENT T. PEREZ
Attorney General of Guam

APPROVED:


CARLOS G. CAMACHO
Governor of Guam

DATED: DEC 12 1972

7:05 p.m.

Public Law
11-195

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ELEVENTH GUAM LEGISLATURE
1971 (FIRST) Regular Session

Bill No. 723
Substitute Bill by
Committee on General
Governmental Operations

Introduced by J. A. Perez

AN ACT TO REPEAL AND REENACT SECTION 4233
OF THE GOVERNMENT CODE OF GUAM RELATIVE TO
RETIREMENT BENEFITS FOR MEMBERS OF THE
LEGISLATURE.

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

2 Section 1. Section 4233 of the Government Code of Guam is
3 hereby repealed and reenacted to read as follows:

4 "Section 4233. Members of the Legislature. The
5 provisions of this Chapter shall apply to any person who
6 has served as a member of the Legislature or who shall
7 hereafter serve as such a member and any such person
8 shall be considered a member of the fund entitled to all
9 the benefits of a member based upon the following additional
10 provisions:

11 (a) Definitions and rules of construction. For
12 purposes of this Chapter, the following definitions and
13 rules of construction shall apply to members of the
14 Legislature:

15 (1) 'Legislature' means the Guam Legislature
16 created by the Organic Act of Guam;

17 (2) Service as a member of the Legislature
18 during a regular session for any one (1) calendar
19 year shall be deemed a full year of service, regard-
20 less of the length of the session;

21 (3) 'Average annual salary' for any member of
22 the Legislature shall mean the average annual salary
23 salary received by a member for the three (3)

1 highest consecutive years within the last ten (10)
2 years of credited service or the average salary re-
3 ceived for the two (2) highest consecutive years of
4 service as a member of the Legislature whichever is
5 higher;

6 (b) Creditable service: membership credit: subsequent
7 credit. Any person claiming creditable service as a member
8 of the Legislature under the provisions of this Section
9 shall be entitled to receive credit for years of service
10 in the Legislature as follows:

11 (1) Service credit for all services rendered
12 as a member of the Legislature, provided that such
13 person shall have made a contribution to the Fund
14 in accordance with Subparagraphs (c) (1), (c) (2), or
15 (c) (3) of this section; and

16 (2) Service credit for any year or years
17 following his service as a member of the Legislature
18 for which such person shall have made a contribution
19 to the Fund in accordance with Subparagraphs (d) (1),
20 (d) (2) or (d) (3) of this section, provided that
21 no persons shall make contributions or may receive
22 credit under this subparagraph for any year following
23 his tenure in the Legislature for which he qualifies
24 for credit for the same year under any other pro-
25 vision of this Chapter.

26 (c) Contributions for service. Any person claiming
27 credit for service as a member of the Legislature shall
28 make contributions to the Fund in accordance with the
29 following:

30 (1) To receive credit for service rendered as
31 a member of the Legislature during the period from
32 1951 to 1966, such persons shall pay before January
33 1, 1977, as his contribution to the Fund an amount

1 equal to One Hundred Fifty Dollars (\$150.00) for
2 each year of service as a member of the Legislature
3 during that period.

4 (2) To receive credit for service rendered
5 as a member of the Legislature during the period
6 from 1966 to 1973, such person shall pay before
7 January 1, 1977, as his contribution to the Fund
8 an amount equal to Six percent (6%) of his annual
9 salary for each year of service as a member of the
10 Legislature during that period.

11 (3) To receive credit for service rendered as
12 a member of the Legislature after January 8, 1973,
13 such person shall pay as his contribution to the Fund
14 an amount equal to six and one half percent (6 1/2%)
15 of his annual salary to be deducted from the bi-weekly
16 salary payments to him for each year of service as
17 a member of the Legislature after January 8, 1973.

18 (d) Contributions for subsequent credit. Any person
19 claiming service credit for any year or years following
20 his service as a member of the Legislature shall make
21 contributions to the Fund in accordance with the following:

22 (1) For each year of such subsequent service
23 credit claimed during the period from 1951 to 1966,
24 such person shall pay before January 1, 1977, as his
25 contribution to the Fund an amount equal to One
26 Hundred Fifty Dollars (\$150.00).

27 (2) For each year of such subsequent service
28 credit claimed during the period from 1966 to 1973,
29 such person shall pay before January 1, 1977, as his
30 contribution to the Fund an amount equal to Three
31 Hundred and Sixty Dollars (\$360.00).

1 (3) For each year of such subsequent service
2 credit claimed after January 8, 1973, such person
3 shall pay quarterly as his contribution to the Fund
4 an amount equal to one and five-eighths percent
5 (1 5/8%) of the annual salary received by him during
6 his last year of service as a member of the
7 Legislature.

8 (e) Application and notice.

9 (1) The provisions of this section except as
10 hereinafter provided in Subparagraph (f) shall be
11 mandatory for any person who shall be a member
12 of the Legislature on January 8, 1973 or who there-
13 after become such a member and the Board shall give
14 notice of the application of this section to any
15 such person within one (1) month of the date on
16 which he takes an oath of office as a member of the
17 Legislature.

18 (2) The Board shall give notice of the pro-
19 visions of this section to any person who has
20 served as a member of the Legislature during the
21 period of 1951 to 1973.

22 (f) Notwithstanding any other provision of this
23 section the provisions hereof shall not apply to any
24 person who has served as a member of the Legislature or
25 who shall hereafter serve as such a member, if such
26 member has already begun to receive benefits under this
27 Chapter."