



ELEVENTH GUAM LEGISLATURE  
1972 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

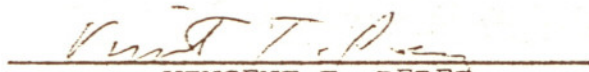
This is to certify that Bill No. 861, "An Act amending Section 4116.2 of the Government Code of Guam relative to maximum salaries for members of the Governor's staff, and for other purposes", was on the 24th day of November, 1972, duly and regularly passed.

  
F. T. RAMIREZ  
Speaker


ATTESTED:

  
A. C. SANCHEZ  
Acting Legislative Secretary

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This Act was received by the Governor this 5<sup>th</sup> day  
of December, 1972 at 3:00 o'clock P. M.

  
VINCENT T. PEREZ  
Attorney General of Guam

APPROVED:

  
CARLOS G. CAMACHO  
Governor of Guam

DATED: DEC 12 1972  
2:40 p.m.

Public Law  
11-202



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ELEVENTH GUAM LEGISLATURE  
1972 (SECOND) Regular Session

Bill No. 861

Introduced by Committee on Rules, by  
request of the  
Governor.

AN ACT AMENDING SECTION 4116.2 OF THE  
GOVERNMENT CODE OF GUAM RELATIVE TO  
MAXIMUM SALARIES FOR MEMBERS OF THE  
GOVERNOR'S STAFF, AND FOR OTHER PURPOSES.

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

2 Section 1. Section 4116.2 of the Government Code of Guam  
3 is hereby amended to read as follows:

4 "Section 4116.2. Governor's staff. The Governor is  
5 authorized to establish such positions as may be necessary  
6 for the operation of his office and for the operation  
7 of Government House; provided, however, that no person  
8 shall be appointed to fill such a position in the absence  
9 of a specific appropriation to pay the salary set for each  
10 such position. The Governor shall set the salaries for  
11 such positions; however, in no event shall the annual  
12 salary for any one position exceed the amount of Nineteen  
13 Thousand Dollars (\$19,000.00)."

14 Section 2. Section 2050 of the Government Code of Guam  
15 is hereby repealed and reenacted to read as follows:

16 "Section 2050. Election Commission: composition:  
17 removal of members: chairman: quorum. (a) There is  
18 within the government of Guam the Election Commission.  
19 The Commission shall consist of seven (7) members, all  
20 of whom shall be eligible voters on the date of their  
21 appointment. The Governor shall appoint six (6) members  
22 from recommendations made by the recognized political  
23 parties of the territory. Each of the recognized political



1 parties shall recommend an equal number of names to the  
2 Governor and the six (6) members appointed by the Governor  
3 shall be appointed so that the recognized political parties  
4 are equally represented. If any any time there are more  
5 than three (3) recognized political parties the six (6)  
6 members appointed by the Governor shall be appointed so  
7 that no more than two (2) of such members shall be  
8 members of the same recognized political party. One (1)  
9 member shall be selected and appointed by the six (6)  
10 members appointed by the Governor. The appointment of the  
11 seventh member of the Commission shall be concurred in  
12 by at least four (4) members. The members shall serve for  
13 a term of two (2) years. If a vacancy should occur on the  
14 Commission, said vacancy shall be filled for the remainder  
15 of the term only, and by the method originally prescribed  
16 for its appointment. Every member of the Commission who  
17 is not in the service of the government, for which he  
18 receives an annual compensation, shall be paid Twenty-Five  
19 Dollars (\$25.00) for each attendance of a meeting upon  
20 his duties.

21 (b) Any member may be removed for misconduct in  
22 office by a resolution duly adopted by a vote of two-thirds  
23 of the members elected to the Legislature.

24 (c) The Commission shall annually elect one (1) of  
25 its members as Chairman. The Chairman shall preside at  
26 all meetings of the Commission.

27 (d) A majority of the members of the Commission  
28 shall constitute a quorum. The vote of a majority of the  
29 Commission shall be required to make any action of the  
30 Commission effective."

31 Section 3. A new Section 2050.1 is hereby added to the  
32 Government Code of Guam to read as follows:



1 "Section 2050.1. Same: executive officer: appoint-  
2 ment: compensation. (a) The Commission shall appoint with  
3 the advice and consent of the Legislature an executive  
4 officer. Said executive officer shall administer the  
5 Election Law of Guam and shall perform and discharge all  
6 of the powers, duties, purposes, functions and jurisdiction  
7 hereunder or which hereafter by law may be vested in the  
8 Commission, under rules of the Commission and subject to  
9 the right of appeal to the Commission.

10 (b) The executive officer shall serve as the  
11 ex-officio secretary for the Commission, but shall not  
12 be a voting member thereof. He, as such secretary, shall  
13 keep the minutes of its proceedings, preserve all reports  
14 made to it, keep a record of all examinations held under  
15 its direction, and perform such other duties as the  
16 Commission shall prescribe.

17 (c) The executive officer shall be a member of the  
18 unclassified service and shall receive an annual salary  
19 as prescribed by Section 4106 of this Code. Said executive  
20 officer shall serve at the pleasure of the Commission  
21 provided however, that he may not be removed unless his  
22 removal is concurred in by four (4) Commission members."

23 Section 4. Section 2051 of the Government Code of Guam is  
24 hereby amended to read as follows:

25 "Section 2051. Same: duties and responsibilities.  
26 The Commission shall have direct and immediate supervision  
27 over the municipal and district officials designated in  
28 accordance with the laws of the Territory of Guam to  
29 perform duties relative to the conduct of elections. The  
30 Commission shall suspend from the performance of said duties  
31 any of said officials who shall fail to comply with its  
32 instructions, orders, decisions, or rulings, and appoint



temporary substitutes and, upon its recommendation, the Governor may remove any and all such officials who shall be found guilty of nonfeasance, or misfeasance in connection with the performance of their duties relative to the conduct of elections.

The Commission shall designate such subordinate officers and employees as may be necessary for the efficient performance of its functions and duties, each of whom, if not already employed by the government, shall receive a salary to be determined in accordance with the laws of the Territory of Guam."

Section 5. Section 2055 of the Government Code of Guam is hereby repealed in its entirety.

Section 6. Section 2059.1 of the Government Code of Guam is hereby amended to read as follows:

"Section 2059.1. Same: in office of the Commission. The registration of electors shall also be in progress in the office of the Commission at such times as the office is open for business, except that the rolls shall be closed and no registration or transfers may be recorded for the twenty (20) working days next preceding a primary, general or special election. During this period of registration, transfer of registration may be made from one precinct to another precinct."

Section 7. Section 4106 of the Government Code of Guam is hereby amended where pertinent to read as follows:

"Section 4106. Unclassified service. (a) The position set forth herein are hereby given basic annual compensation as follows:

'Executive Officer of the

Election Commission

1

\$12,000'"

1           Section 8. The Election Commission as constituted before  
2 the effective date of this Act shall cease to exist on  
3 February 1, 1973, and the members of the new Commission to be  
4 appointed by the Governor shall be appointed simultaneously  
5 on or before March 1, 1973.