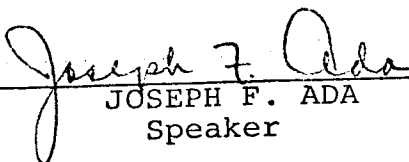


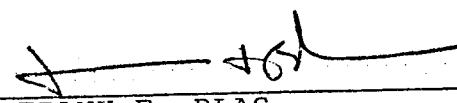
THIRTEENTH GUAM LEGISLATURE
1976 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

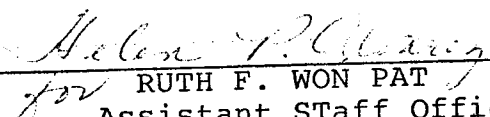
This is to certify that Bill No. 855, "An Act authorizing and directing the Governor of Guam to undertake a long overdue land exchange along the Y-Sengsong Road in Dededo without further legislative concurrence and for other purposes", was on the 3rd day of December, 1976, duly and regularly passed.


JOSEPH F. ADA
Speaker

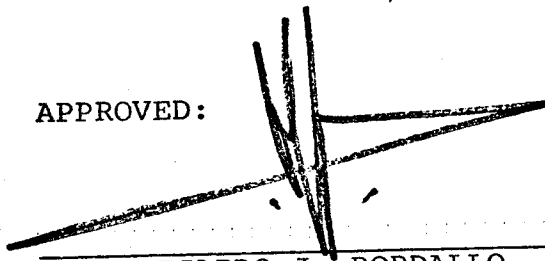
ATTESTED:


FRANK F. BLAS
Acting Legislative Secretary

This Act was received by the Governor, this 10th day of December, 1976, at 2:45 o'clock 7 .M.


for RUTH F. WON PAT
Assistant Staff Officer
Governor's Office

APPROVED:


RICARDO J. BORDALLO
Governor of Guam

DATED: December 22, 1976

12:20 PM

P.L. No. 13-208

THIRTEENTH GUAM LEGISLATURE
1976 (SECOND) Regular Session

Bill No. 855

Introduced by

A. L. Cristobal
R. F. Taitano
F. R. Santos
J. R. Duenas
A. C. Sanchez
A. A. Sekt
C. T. C. Gutierrez
R. P. Duenas
E. T. Charfauros

AN ACT AUTHORIZING AND DIRECTING THE GOVERNOR
OF GUAM TO UNDERTAKE A LONG OVERDUE LAND EXCHANGE
ALONG THE Y-SENGSONG ROAD IN DEDEDO WITHOUT
FURTHER LEGISLATIVE CONCURRENCE AND FOR OTHER
PURPOSES.

1 WHEREAS, on April 30, 1973, the Director of Public Works of
2 the government of Guam agreed with the owners of Lot 10070-1,
3 Dededo, to acquire that portion of said lot within the proposed
4 right-of-way for the improved Y-Sengsong Road by trading adjacent
5 government land on an area-for-area basis, said proposed trade
6 being set out in a sketch map attached to the said April 30, 1973
7 letter; and

8 WHEREAS, over three (3) years have passed and although the
9 government has acquired the portion of the private owners' land
10 needed for the right-of-way it has not lived up its end of the
11 bargain by giving to the landowners the agreed government land
12 adjacent thereto; and

13 WHEREAS, in the opinion of the Legislature it is unconscion-
14 able for the government to acquire land in such a manner and
15 justice demands that the preferred land exchange be forthwith
16 consummated; now, therefore,

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

18 Section 1. Exchange authorized and directed. Notwith-
19 standing any law, rule or regulation to the contrary, the
20 Governor of Guam is authorized and directed to exchange with the

1 owners of Lot No. 10070-1, (also designated as Lot No. 10070-C),
2 Dededo, Guam, a portion of adjacent government land adjacent
3 thereto in order to acquire that portion of Lot No. 10070-1,
4 (also designated as Lot No. 10070-C), within the right-of-way
5 of Y-Sengsong Road. Said exchange shall be on an area-for-area
6 basis, pursuant to the terms of the letter dated April 30, 1973,
7 from the Director of Public Works to the said landowners including
8 the sketch map attached thereto.

9 Section 2. No further legislative concurrence shall be
10 required for the land exchange authorized by this Act.

11 Section 3. Section 9 of Public Law 13-116 is hereby amended
12 to read as follows:

13 "Section 9. The provisions of Section 8 shall expire
14 two (2) years after the effective date of this Act."

15 Section 4. Section 49013.1(g) of the Government Code of
16 Guam is hereby amended to read as follows:

17 "Section 49013.1(g). Employment. Notwithstanding any
18 other provisions of law, rules or regulations to the contrary,
19 the Administrator of the hospital, the Secretary, the
20 Treasurer, the Comptroller and medical practitioners con-
21 tracted by the hospital shall not be within the classified
22 service of the government of Guam but shall be hired, com-
23 pensated, and employed under terms and conditions fixed by,
24 and at the pleasure of the Board of Trustees, Guam Memorial
25 Hospital. The Board of Trustees, Guam Memorial Hospital,
26 shall establish rules and regulations governing selection,
27 promotion, performance evaluation, demotion, suspension,
28 and other disciplinary action for the Administrator of the
29 hospital, the Secretary, the Treasurer, the Comptroller and
30 medical practitioners contracted by the Guam Memorial
31 Hospital. The Board may also appoint an attorney who shall
32 serve at the pleasure of the Board and whose duties and
33 compensation shall be fixed by the Board. The attorney, who

1 must have been admitted to practice before the District
2 Court of Guam, shall advise the Board and the Administrator
3 on all legal matters to which the hospital is a party or
4 in which the hospital is legally interested and may re-
5 present the hospital in connection with legal matters before
6 the Legislature, boards, and other agencies of the terri-
7 tory. The Attorney General shall represent the hospital in
8 litigation concerning the affairs of the hospital provided
9 that he may delegate this duty to the attorney of the
10 hospital with respect to any such litigation."

11 Section 5. Section 3 of this Act shall take effect
12 immediately upon enactment into law. Section 4 shall be
13 effective retroactively from August 1, 1976.

14 Section 6. Subsection (e) is added to Section 53644 of
15 the Government Code to read:

16 "(e) The Director shall determine the fee for taking
17 the tax preparers examination. The fee shall be commensurate
18 with costs incidental to such exam. The tax preparers
19 examination fee shall be collected from each
20 applicant when he applies for the examination and deposited
21 with the Treasurer of Guam. This fee shall be non-refund-
22 able."

23 Section 7. Subsection (f) is added to Section 53644 of the
24 Government Code to read:

25 "(f) An unsuccessful examinee may be re-examined as
26 follows:

- 27 (1) Second test thirty (30) days after first
28 exam.
- 29 (2) Third test thirty (30) days after second
30 exam.
- 31 (3) Thereafter the examinee may be re-examined
32 every six (6) months."