

FOURTEENTH GUAM LEGISLATURE
1977 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 334, "An Act to add a new Chapter III to Title XXXVIII of the Government Code, and to repeal Public Law 10-94, to create an office of 'Compiler of Laws' within the Legislative Branch of the government and for other purposes", was on the 13th day of December, 1977, duly and regularly passed.

Joseph F. Ada
JOSEPH F. ADA
Speaker

ATTESTED:

Ernesto M. Espaldon
ERNESTO M. ESPALDON
Legislative Secretary

This Act was received by the Governor this 31st day of December, 1977, at 10:35 o'clock a.M.

Ruth F. Won Pat
RUTH F. WON PAT
Assistant Staff Officer
Governor's Office

APPROVED:

/s/ RICARDO J. BORDALLO
RICARDO J. BORDALLO
Governor of Guam

DATED: DEC 31 1977
11:45 A.M.

P.L. 14-93

FOURTEENTH GUAM LEGISLATURE
1977 (FIRST) Regular Session

Bill No. 534
(As Amended by the
Committee on Rules)

Introduced by E. M. Espaldon

AN ACT TO ADD A NEW CHAPTER III TO TITLE
XXXVIII OF THE GOVERNMENT CODE, AND TO
REPEAL PUBLIC LAW 10-94, TO CREATE AN
OFFICE OF "COMPILER OF LAWS" WITHIN THE
LEGISLATIVE BRANCH OF THE GOVERNMENT AND
FOR OTHER PURPOSES.

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

2 Section 1. Public Law 10-94, relative to the creation of
3 the Codes of Guam Printing Fund, is hereby repealed and all funds
4 in the said Printing Fund which are unobligated upon passage
5 of this Act are transferred to the Compiler of Laws Fund for
6 use as provided in this Act.

7 Section 2. There is hereby added a new Chapter III to
8 Title XXXVIII of the Government Code to read as follows:

9 "CHAPTER III

10 'Compiler of Laws'

11 Section 42100. Findings and Policy. The Guam Legisla-
12 ture finds that there is now no continuing program for the
13 timely and regular publication, indexing and distribution
14 of the laws of Guam, nor for the annotation and updating
15 of the Codes of Guam. Past editions of the Codes of
16 Guam, furnished through off-island contracting only, have
17 not accomplished results necessary to today's conditions.
18 Past Legislatures have failed to keep the laws current.
19 No 'Session Laws' have ever been published or distributed.

20 The Legislature now determines that such a regular
21 program of publication, indexing, updating and annotating
22 the laws of Guam is imperative for the regular operation
23 of both the government and private interests on Guam and

1 therefore adopts this Act to provide for an office within
2 the Legislature to assure that the laws enacted on Guam
3 are timely published and distributed.

4 Section 42101. (a) There is hereby created within
5 the Legislative Branch a classified position known as the
6 'Compiler of Laws'. The Compiler of Laws shall be chosen
7 by the Legislature for a term of six (6) years and until
8 his successor is appointed and qualified. He may be re-
9 elected to further terms of office. He may be removed by
10 the Legislature but only for neglect of his duties, mal-
11 feasance in office or disability.

12 (b) Here are established the qualification of the
13 Compiler of Laws. He must be an attorney and a resident
14 of Guam. The compensation of the Compiler of Laws shall
15 be set by the Legislature. The Compiler of Laws may be
16 appointed to the position of Executive Director of the Law
17 Revision Commission.

18 Section 42102. Responsibilities. It shall be the
19 responsibility of the Compiler of Laws to:

20 (1) cause to be published at least annually,
21 together with an adequate index, all laws enacted
22 by any given session of the Legislature in the form
23 in which the laws were enacted, commonly known as
24 'Session Laws';

25 (2) cause to be published the Session Laws of
26 the Thirteenth Guam Legislature, the Fourteenth Guam
27 Legislature, First Session and, thereafter, the Session
28 Laws of prior Guam Legislatures; provided, sufficient
29 demand exists for such prior Session Laws;

1 (3) cause to be published a complete revision
2 of the Codes of Guam, as enacted on a date to be
3 determined by the Compiler of Laws, including available
4 annotations thereto, such as Attorney General's
5 Opinions, Executive Orders and court cases;

6 (4) cause supplements to the Codes to be published
7 and distributed at least annually or more often if
8 practical, to the Legislature, Courts of Guam, the
9 Executive Branch, to the general public and attorneys
10 of Guam, and any other interested individuals; and

11 (5) perform such other duties as the Legislature
12 may prescribe.

13 Section 42103. Powers. In the exercise of his respon-
14 sibilities under this Chapter, the Compiler of Laws may:

15 (1) accept grants, contributions and appropria-
16 tions, and payment for the publications of the office;

17 (2) employ and fix the compensation, in accordance
18 with law, of such professional, clerical and other
19 assistants as may be necessary;

20 (3) adopt any internal regulations or procedures
21 necessary for the efficient operation of his office
22 and execution of his responsibilities;

23 (4) request and utilize the services of any
24 bar association, legislative committee, legislative
25 office, professional or other organization in any
26 manner suitable for the fulfillment of the purposes
27 of this Chapter.

(5) have access to any Legislative, Executive or Judicial reports, opinions or orders, or other documents necessary to carry out the purposes of this Chapter; and

(6) conduct meetings, formal or informal, with attorneys, bar associations and others interested in the results and product of the office.

Section 42104. The government of Guam shall have the right to copyright or, by decision of the Legislature by resolution, permit any appropriate person or organization to copyright any or all of the annotated Codes of Guam developed pursuant to this Chapter; provided, that the Compiler of Laws shall retain the power and right to distribute within the government of Guam any or all of the products of the office at, below, or at no cost to the recipient agency without having first to pay any copyright fee to the copyright holder.

Section 42105. The Legislature shall set the price to be charged for the product of the office. The Compiler of Laws shall have the duty of receiving and accounting for all funds received in payment for the product of the office, unless by contract a publisher is given the right to sell the Session Laws of Guam or the Codes of Guam for his own account.

Section 42106. There is hereby created a separate Compiler of Laws Fund for the operation and use of the Compiler of Laws into which all funds due him shall be placed and from which all monies charged to the Compiler of Laws shall be taken. This fund shall be within the Legislative Branch of government.

Section 42107. In order to insure the continued operation of the Office of Compiler of Laws, the Compiler shall submit an annual budget which shall be included within the annual budget of the Legislature. The first such budget shall be submitted within ninety (90) days after the appointment of the Compiler of Laws, or in time for inclusion within the Calendar Year 1979, whichever shall first occur.

Section 42108. In addition to the foregoing duties of the Compiler of Laws, he shall maintain a repository of all laws of Guam, and all opinions, Executive Orders and court decisions used in his annotations to the Codes of Guam; provided, that if the materials are housed elsewhere within the Legislature, the Compiler of Laws need not duplicate such efforts. Such repository may be maintained by microfilm, microfiche, or other mechanical or electronic means."

Section 3. Part I, Section 1.II.A.2. of Public Law 14-43 is hereby amended to read:

"2. Consumer Counsel

a. Personal Services	\$45,392
b. Personnel Benefits	\$ 5,062
c. Contractual Services	\$11,478
d. Supplies & Materials	\$ 1,000
e. Off-island Travel	\$ 1,350 "

Section 4. Section 4116.1(b) of the Government Code is amended to read:

"(b) Whenever the Commission finds that a position to which this act applies is not placed in its proper class and pay range in conformance with published standards or

1 that positions for which no standards have been published
2 are not placed in classes and pay range consistently with
3 published standards, it shall, after consultation with the
4 appropriate officers or employees of the agency concerned,
5 place each such position in its appropriate class and grade
6 and shall certify such action to the department; provided,
7 that if a position is downgraded, the position title and pay
8 range shall not be applicable to an incumbent until the
9 expiration of two (2) years from the date of the downgrade.
10 The department shall take action in accordance with such
11 certificate and such certificate shall be binding on all
12 administrative, certifying, payroll, disbursing, and
13 accounting officers of the government."