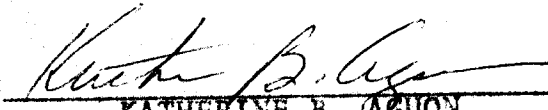


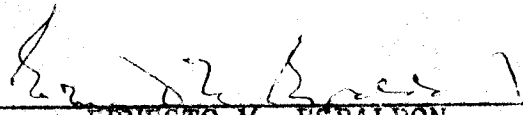
FIFTEENTH GUAM LEGISLATURE
1979 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

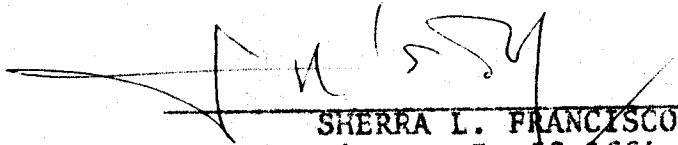
This is to certify that Substitute Bill No. 368, "An Act to amend Subsection (b) of Section 15007 of the Government Code to allow the Governor to fill vacancies in the Office of Commissioner", was on the 11th day of October 1979, duly and regularly passed.


KATHERINE B. AGUON
Acting Speaker

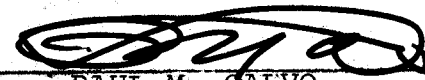
ATTESTED:


ERNESTO M. ESPALDON
Acting Legislative Secretary

This Act was received by the Governor this 12th day of October 1979, at 5:30 o'clock P..M.


SHERRA L. FRANCISCO
Assistant Staff Officer

APPROVED:


PAUL M. CALVO
GOVERNOR OF GUAM

DATED: 10/24/79
PJ15-74

FIFTEENTH GUAM LEGISLATURE
1979 (FIRST) Regular Session

Bill No. 368
(As Substituted by the
Committee on Municipal and
Cultural Affairs)

Introduced by

A. R. Unpingco
C. C. Bamba
C. A. Kasperbauer

AN ACT TO AMEND SUBSECTION (b) OF SECTION
15007 OF THE GOVERNMENT CODE TO ALLOW THE
GOVERNOR TO FILL VACANCIES IN THE OFFICE OF
COMMISSIONER.

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

2 Section 1. Subsection (b) of Section 15007 of the
3 Government Code is amended to read:

4 "(b) If, by reason of death, resignation, removal
5 from office, inability or failure, there is a vacancy
6 in the Office of the Commissioner of a municipality or
7 village for which there is an Assistant Commissioner, then
8 the Assistant Commissioner shall, upon his resignation
9 as an Assistant Commissioner, act as Commissioner. A
10 vacancy in the Office of Commissioner of a municipality
11 or village for which there is no Assistant Commissioner
12 shall be filled for the unexpired term by the Governor
13 who shall appoint the person chosen by the Municipal
14 Planning Council of a municipality or village with the
15 advice and consent of the Legislature. If, by reason of
16 inability due to illness or travel off-island, there is a
17 temporary vacancy of greater than one week in the Office
18 of Commissioner of a municipality for which there is no
19 Assistant Commissioner, the temporary vacancy shall be
20 filled by the Governor's appointment of an Acting
21 Commissioner."

1 Section 2. A new Section 5000 is added to the Government
2 Code to read:

3 "Section 5000. Temporary vacancies, order of succession.

4 (a) The order of succession, consisting of the officers
5 who shall be eligible in the order named to serve as Acting
6 Governor upon the temporary disability or temporary absence of
7 both the Governor and the Lieutenant Governor shall be the
8 Speaker or Acting Speaker of the Guam Legislature. While
9 serving as Acting Governor, a person so authorized shall have
10 all the powers of the Governor.

11 (b) The order of succession, consisting of the officers
12 who shall be eligible in the order named, to serve as Acting
13 Lieutenant Governor upon the temporary disability or temporary
14 absence of the Governor or the Lieutenant Governor and the
15 Speaker of the Guam Legislature, shall be the Vice Speaker or
16 the Acting Speaker. While serving as Acting Lieutenant Governor,
17 a person so authorized shall have all the powers of the
18 Lieutenant Governor."

19 Section 3. Notwithstanding the provision of any law, rule
20 or regulation to the contrary, the sum of Four Hundred Thousand
21 Dollars (\$400,000) is appropriated from the General Fund to the
22 Department of Agriculture for the purpose of establishing an
23 'Emergency Farm and Fishery Financial Assistance Grant Funds' to
24 assist the island farm and fishery operators. Provided, however,
25 that the sum of \$20,000 of the sum herein appropriated shall be
26 allocated to subsidize the importation of fresh water prawn
27 larvae. Any funds not expended prior to March 1, 1980 shall
28 revert to the General Fund.

1 Section 4. The Director of the Department of Agriculture
2 shall be responsible for the administration of the 'Emergency
3 Farm and Fishery Financial Assistance Grant Funds' and shall
4 promulgate such rules and regulations necessary to meet the
5 intent of the grant in accordance with the Administrative
6 Adjudication Act.

7 Section 5. Section 19571.02 of the Government Code is
8 amended to read:

9 "02. A tax at the rate of six cents (\$0.06) per
10 gallon on all other liquid fuel as defined herein except
11 liquid fuel used for commercial aviation purposes which
12 is taxed at a rate of four cents (\$0.04) per gallon."

13 Section 6. Section 19572.02 of the Government Code is
14 amended to read:

15 "02. On liquid fuel purchased solely for marine
16 purposes and not used on the public roads on Guam, a
17 drawback of one cent (\$0.01) per gallon on diesel fuel and
18 two cents (\$0.02) per gallon on all other liquid fuels."

DATE 10-11-79

15TH GUAM LEGISLATURE

VOTING RECORD

BILL/RESOLUTION NO. 368 as amended

MAIN SPONSOR ARM

SENATOR	AYE	NAY	NOT VOTING	ABSENT
AGUON, Katherine B.	✓			
BAMBA, Cecilia C.	✓			
BLAS, Frank F.	✓			
CHARFAUROS, Edward T.		✓		
CRISOSTOMO, Thomas C.	✓			
DUENAS, Edward R.	off island			
ESPALDON, Ernesto M.	✓			
KASPERBAUER, Carmen A.	✓			
LAMORENA, Alberto C., III		✓		
PALOMO, Antonio M.	✓			
PALOMO, Benigno M.	abs.			
PEREZ, Peter, Jr.	✓			
QUAN, John F.		✓		
QUITUGUA, Franklin J.	✓			
SAN AGUSTIN, Joe T.	off island			
SANTOS, Francisco R.	✓			
SUDO, Ramon Q.		✓		
TAITANO, Richard F.	✓			
TANAKA, Thomas V. C.	off island			
UNDERWOOD, James H.	off island			
UNPINGCO, Antonio R.	✓			
TOTAL	12	4	0	5