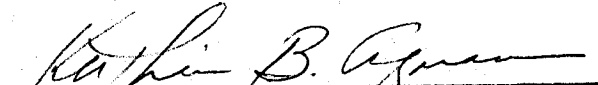


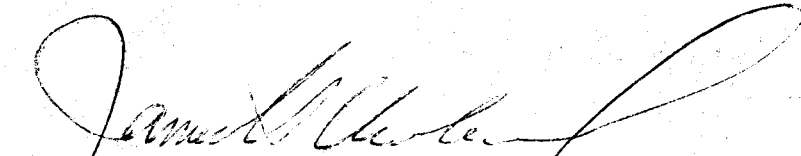
FIFTEENTH GUAM LEGISLATURE
1979 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

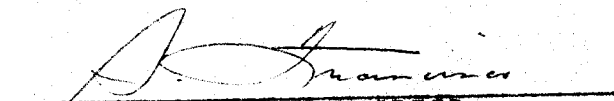
This is to certify the Bill No. 408, "An Act to name the Pavilion at Ypao the 'Sampaguita Pavilion' and for other purposes", returned to the Legislature without the approval of the Governor was, in accordance with the Organic Act of Guam, reconsidered by the Legislature and after such reconsideration, the Legislature did on the 9th day of November 1979, agree to pass said bill notwithstanding the objections of the Governor by a vote of two-thirds of all the members thereof, to wit: by a vote of 14 members.


KATHERINE B. AGUON
Acting Speaker

ATTESTED:


JAMES H. UNDERWOOD
Legislative Secretary

This Act was received by the Governor this 20th day of
November 1979, at 1:45 o'clock P.M.


SHERRA L. FRANCISCO
Assistant Staff Officer
Governor's Staff

Fuller 11/15/79

FIFTEENTH GUAM LEGISLATURE
1979 (FIRST) Regular Session

Bill No. 408

Introduced by T. V. C. Tanaka

AN ACT TO NAME THE PAVILION AT YPAO THE
"SAMPAGUITA PAVILION" AND FOR OTHER PURPOSES.

1 WHEREAS, the Filipino community of Guam has accomplished
2 numerous civic projects in the territory of Guam; and

3 WHEREAS, some of these projects include the Visayan Pavilion
4 at Nimitz Beach, the Guam Heroes Memorial at Skinner Plaza, the
5 renovation of the Azotea in the Plaza de Espana and the Pavilion
6 at Ypao Beach Park dedicated on August 25, 1966 by the Filipino
7 Ladies Association of Guam; and

8 WHEREAS, the pavilion at Ypao Beach deteriorated to where
9 it was structurally unsound and needed to be replaced; and

10 WHEREAS, the Filipino Ladies Association of Guam once
11 again was prepared to donate funds for its restoration; and

12 WHEREAS, the Economic Development Administration provided
13 over \$1 Million to renovate Ypao Beach Park, including con-
14 struction of a new pavilion; and

15 WHEREAS, it is the desire of the Legislature to ensure
16 that the Filipino Ladies Association of Guam receives recognition
17 for its \$50,000 donation over the past decade towards the repair
18 of the pavilion for the community; and

19 WHEREAS, the Legislature and the people of Guam are thankful
20 to the Filipino Ladies Association of Guam who donated the
21 original pavilion at Ypao Beach Park; now, therefore,

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

23 Section 1. The new pavilion at Ypao Beach Park is named
24 the "Sampaguita Pavilion".

1 Section 2. Notwithstanding the provisions of law, rule,
2 regulation or administrative practice to the contrary, a person
3 who, prior to July 1, 1977, separated from government service
4 or retired and who had accumulated more than four hundred
5 eighty hours (480) of annual leave, may apply to the Director
6 of Administration for a lump sum payment for the leave in
7 excess of four hundred eighty (480) hours. All claims must
8 be filed with the Director prior to December 1, 1979 and shall
9 be paid prior to December 31, 1979.

10 Section 3. Section 4212 of the Government Code is amended
11 to read:

12 "Section 4212. Disability.

13 (a) A member less than sixty (60) years of age, who
14 shall become totally and permanently disabled for service,
15 either mentally or physically, regardless of how or where
16 the disability shall have occurred, shall be entitled to a
17 disability retirement annuity provided that he is not
18 receiving disability payments from the United States
19 Government for substantially the same ailment; and further
20 provided that, to be eligible for a disability retirement
21 annuity from a non-occupational cause, he shall have had
22 at least six (6) years of creditable service in the govern-
23 ment of Guam prior thereto. A total and permanent dis-
24 ability for the purposes of this Chapter is one which
25 results from some impairment of body or mind that sub-
26 stantially precludes a person from performing with reason-
27 able regularity the substantial and material parts of any
28 gainful work or occupation that he would be competent to
29 perform were it not for that impairment, and if founded upon
30 conditions which render it reasonably certain that it will
31 continue indefinitely.

1 (b) Such annuity shall begin to accrue upon the com-
2 mencement of disability, provided that if the member is receiv-
3 ing salary for sick leave, payment shall accrue from the date
4 salary ceases."

5 Section 4. Section 6113 of the Government Code is amended
6 to read:

7 "Section 6113. Emergency expenses. The Governor is
8 authorized to utilize any part or portion, not to exceed
9 Two Hundred Fifty Thousand Dollars (\$250,000), of
10 outstanding appropriations within the General Fund for
11 expenses caused by civil defense, public safety or health
12 emergencies. Whenever this authorization is used by the
13 Governor, he shall report the expenditure thereunder to
14 the Legislature within five (5) days."

DATE 11-9-10

15TH GUAM LEGISLATURE

VOTING RECORD

BILL/RESOLUTION NO. 408-override

MAIN SPONSOR II
NOT VOTING

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

TOTAL

4 *3* *2* *2*