



PAUL M. CALVO
GOVERNOR

Territory of Guam

OFFICE OF THE GOVERNOR
AGANA, GUAM 96910
U.S.A.

1329

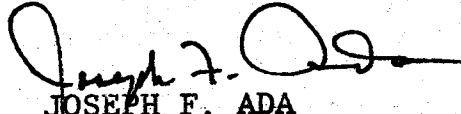
27 NOV 1981

The Honorable Thomas V.C. Tanaka
Speaker
Sixteenth Guam Legislature
Post Office Box 373
Agana, Guam 96910

Dear Mr. Speaker:

Pursuant to Section 19 of the Organic Act (48 U.S.C. 1421a),
Bill No. 559 is hereby transmitted. This is now Public
Law 16-46.

Sincerely,


JOSEPH F. ADA
Acting
1600306

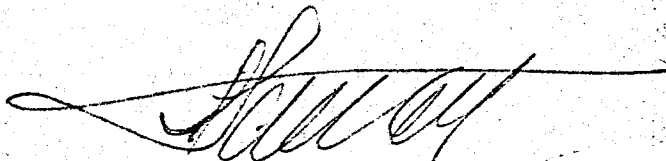
Enclosure

Rec'd:
LP
11-27-81
1:40 pm

SIXTEENTH GUAM LEGISLATURE
1981 (FIRST) Regular Session

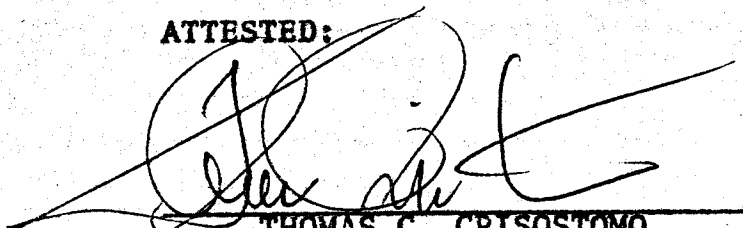
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 559, "An Act to repeal and reenact Section 18 of Public Law 16-44 to require that wages of government employees be lowered on July 1, 1982 only if funds are insufficient for continuing operations of the government and to avoid lay-offs until said date," was on the 5th day of November 1981, duly and regularly passed.



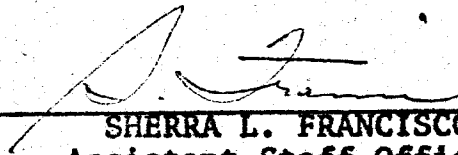
THOMAS V. C. TANAKA
Speaker

ATTESTED:



THOMAS C. CRISOSTOMO
Legislative Secretary

This Act was received by the Governor this 10th day of November, 1981, at 3:14 o'clock P.M.



SHERRA L. FRANCISCO
Assistant Staff Officer
Governor's Staff

APPROVED:

Became law w/o Governor's signature

PAUL M. CALVO
Governor of Guam

DATED: _____

P. L. 16-46

SIXTEENTH GUAM LEGISLATURE
1981 (FIRST) Regular Session

Bill No. 559

Introduced by: A. R. Unpingco, J. Q. Torres, K. S. Moylan

F. F. Blas
E. T. Charfauros
T. C. Crisostomo
E. R. Duenas
C. A. Kasperbauer
F. J. Quitugua
J. T. San Agustin
T. V. C. Tanaka
J. I. Leon Guerrero
M. Z. Bordallo
L. L. Umagat
J. F. Quan
C. T. C. Gutierrez
A. C. Lamorena III
P. F. Perez, Jr.
F. R. Santos
R. Q. Sude
J. H. Underwood

AN ACT TO REPEAL AND REENACT SECTION 18 OF
PUBLIC LAW 16-44 TO REQUIRE THAT WAGES OF
GOVERNMENT EMPLOYEES BE LOWERED ON JULY 1,
1982 ONLY IF FUNDS ARE INSUFFICIENT FOR CON-
TINUING OPERATIONS OF THE GOVERNMENT AND TO
AVOID LAY-OFFS UNTIL SAID DATE.

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

2 Section 1. Section 18 of Public Law 16-44 is repealed and
3 reenacted to read:

4 "Section 18. (a) On, and not before, July 1, 1982,
5 the salaries of all full-time personnel, classified, unclas-
6 sified, permanent and temporary employees (including elected
7 officials and judges) within the government shall be reduced
8 by twelve and one-half percent (12.5%) per person for each
9 week during the fourth quarter of the fiscal year if the
10 conditions stated in subsection (b) of this Section exist
11 within the government on June 1, 1982. If possible, hours
12 of part-time employees shall be reduced twelve and one-half
13 (12.5%). During this period of reduced salaries, no law, rule

1 or regulation may require that said officers and employees
2 work more than thirty-five (35) hours per week at the reduced
3 salary. If an employee works more than 35 hours per week but
4 not over forty (40) hours per week, he or she shall be
5 compensated at his or her regular hourly rate. All time
6 worked over forty (40) hours shall be compensated at the
7 appropriate overtime rate.

8 (b) The salary reductions required by subsection (a)
9 of this Section shall take place if revenue receipts and
10 projection in future revenues, made by the Bureau of Budget
11 and Management Research, and concurred in by the Ways and
12 Means Committee of the Sixteenth Guam Legislature for the
13 remainder of fiscal year 1982, made on June 1, 1982, show
14 that the revenue on hand and expected will be insufficient
15 to operate the government at the level necessary for payment
16 of officers and employees without the reduction.

17 (c) No general reduction in salary or wages shall be
18 ordered by the Governor until July 1, 1982 unless a law shall
19 have first been enacted authorizing such action. No lay-offs
20 may be made in lieu of such overall salary reduction until
21 July 1, 1982 and then only if the conditions of subsection
22 (b) exist on June 1, 1982."

23 Section 2. Subsection (1) of Section 3 of Public Law 16-44
24 is amended to read:

25 "(1) The sums in this section are appropriated from
26 the General Fund and the indicated cash funds for the payment
27 of the ordinary operating costs of the agencies of the
28 Executive and Judicial Branches of the government of Guam
29 for and during the year beginning October 1, 1981, except as
30 otherwise noted. Except for appropriations for personnel
31 services made to the Department of Education, Guam Community

1 College and the University of Guam; no more than twenty-five
2 percent (25%) of the appropriations for personnel services
3 may be expended or encumbered in the first quarter (ending
4 December 31, 1981); no more than fifty percent (50%) of
5 the appropriations for personnel services may be expended or
6 encumbered at the end of the second quarter (ending March 30,
7 1982); no more than seventy-five percent (75%) of the
8 appropriations made for personnel services may be expended
9 or encumbered at the end of the third quarter (ending June 30,
10 1982); and at the end of the fiscal year one hundred percent
11 (100%) of the appropriations for personnel services may be
12 expended."

13 Section 3. A new Subsection (2) is added to Section 3 of
14 Public Law 16-44 to read:

15 "(2) The Director of the Bureau of Budget and Management
16 Research shall transmit to the Legislature no later than
17 the seventh (7th) day of each month schedules showing actual
18 cash receipts, actual cash disbursements and encumbrances
19 during the previous month. If the schedules required by this
20 Section are not submitted, then the Director of Bureau of
21 Budget and Management Research shall be deemed to be in con-
22 tempt of the Legislature and appropriate proceedings shall
23 be commenced."