

SEVENTEENTH GUAM LEGISLATURE  
1983 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 140, "AN ACT TO AMEND SECTION 53571, TITLE LIV, CHAPTER 1, GOVERNMENT CODE OF GUAM (12 GCA Section 2408), TO REQUIRE THE ESTABLISHMENT OF A MANAGEMENT TRAINING PROGRAM BY AN INDUSTRY OR BUSINESS GRANTED A CORPORATE QUALIFYING CERTIFICATE," was on the 7th day of November 1983, duly and regularly passed.

CARL T. C. GUTIERREZ  
Speaker

Attested:

*Elizabeth P. Arriola*  
ELIZABETH P. ARRIOLA  
Senator and Legislative Secretary

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This Act was received by the Governor this 9<sup>th</sup> day of November 1983, at 1:40 o'clock P.m.

APPROVED:

*Ricardo J. Bordallo*  
RICARDO J. BORDALLO  
Governor of Guam

Date: 11/21/83

4:34 pm

*Ruth F. Stewart*  
Assistant Staff Officer  
Governor's Office

PUBLIC LAW 17-30

SEVENTEENTH GUAM LEGISLATURE  
1983 (FIRST) Regular Session

Bill No. 140

Introduced by:

P. C. Lujan

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AN ACT TO AMEND SECTION 53571, TITLE LIV, CHAPTER I, GOVERNMENT CODE OF GUAM (12 GCA Section 2408), TO REQUIRE THE ESTABLISHMENT OF A MANAGEMENT TRAINING PROGRAM BY AN INDUSTRY OR BUSINESS GRANTED A CORPORATE QUALIFYING CERTIFICATE.

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

2 Section 1. Section 53571 of the Government Code of Guam (12 GCA  
3 Section 2408) is hereby amended to read as follows:

4 "Section 53571. Employment of United States citizens and  
5 permanent residents. A corporate Qualifying Certificate shall not be  
6 issued unless the applicant commits itself at the time of application for  
7 such a Certificate that a management training program shall be  
8 established so that within a reasonable period of time residents of  
9 Guam who are United States citizens or permanent residents of the  
10 United States and who are otherwise qualified would replace the  
11 manager or other officers of an industry or business granted a  
12 Corporate Qualifying Certificate who are not United States citizens or  
13 permanent residents of the United States, and that it shall at all times  
14 employ a total employment force of not less than the minimum number  
15 established by the Corporation, at least seventy-five (75%) percent of  
16 which shall be United States citizens or permanent residents of the  
17 United States; provided, however, that for good cause, temporary  
18 exemptions hereto, for specific and limited periods of time, may be  
19 granted by the Corporation, such temporary exemptions, to be  
20 conditioned upon a training program, approved by the Corporation,  
21 designed to replace employees who are not either U. S. citizens or  
22 permanent residents. The Corporation shall establish the reasonable  
23 minimum number of persons to be employed on a continuing basis for

1 each corporate applicant in accordance with the specific and normal  
2 requirements of the business involved. Such minimum employment  
3 requirement shall be made a condition appearing on the face of the  
4 applicable corporate Qualifying Certificate. No resident employee of an  
5 industry or business granted a corporate Qualifying Certificate shall  
6 be paid less than the prevailing wage rates nor shall he be laid off his  
7 job nor have his workweek reduced to less than forty (40) hours for  
8 the sole purpose of creating employment for nonresident workers. For  
9 the purpose of this section, 'prevailing wage rates' as determined by  
10 the Department of Labor shall be used as a guide. The Department of  
11 Labor is hereby empowered to investigate any complaint filed pursuant  
12 to this section and to settle the same by issuance of an appropriate  
13 order after notice and hearing pursuant to the provisions of the  
14 Administrative Adjudication Act. Any willful violation of this section,  
15 or of any order issued hereunder may be cause for a Beneficiary of a  
16 corporate Qualifying Certificate to forfeit the benefits thereof."