



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam.

FEB 22 2016

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Tres Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

33-16-1393
Office of the Speaker
Judith T. Won Pat, Ed.D.

2016 FEB 23 11:24 AM
J. M. O. M. A.

Date: 02-23-16
Time: 9 AM
Received By: [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 222-33 (COR) "AN ACT TO AMEND §§ 6207 AND 6207.1, AND TO ADD NEW §§ 6218.2 AND 6218.3 OF ARTICLE 2, CHAPTER 6 OF TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING BONUS PAY AND MANDATING PROPER PAY AND PAY ADJUSTMENT PROCESSING FOR UNCLASSIFIED EMPLOYEES OF THE GOVERNMENT OF GUAM", which was enacted into law without my signature. The legislation is now designated as **Public Law 33-123**.

Senseramente,

EDDIE BAZA CALVO

1393

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Eddie Baza Calvo @eddiebazacalvo @governorcalvo governorofguam

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

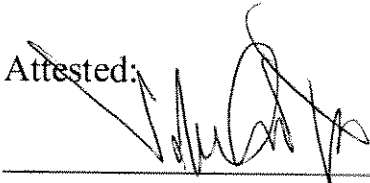
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN*

This is to certify that **Substitute Bill No. 222-33 (COR)**, “AN ACT TO *AMEND* §§ 6207 AND 6207.1, AND TO *ADD NEW* §§ 6218.2 AND 6218.3 OF ARTICLE 2, CHAPTER 6 OF TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING BONUS PAY AND MANDATING PROPER PAY AND PAY ADJUSTMENT PROCESSING FOR UNCLASSIFIED EMPLOYEES OF THE GOVERNMENT OF GUAM,” was reconsidered by *I Liheslaturan Guåhan* and after such consideration, did agree, on the 16th day of February 2016, to pass said bill notwithstanding the veto of *I Maga'låhen Guåhan* by a vote of twelve (12) members.



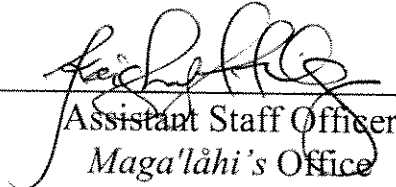
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muñoz Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 17TH day of FEBRUARY 2016, at 10:14 o'clock A.m.



Assistant Staff Officer
Maga'låhi's Office

Public Law No. 33-123

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

Bill No. 222-33 (COR)

As substituted by the Committee on
Appropriations and Adjudication; and
further substituted and amended on the Floor.

Introduced by:

B. J.F. Cruz

T. C. Ada

V. Anthony Ada

FRANK B. AGUON, JR.

Frank F. Blas, Jr.

James V. Espaldon

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Dennis G. Rodriguez, Jr.

Michael F.Q. San Nicolas

Mary Camacho Torres

N. B. Underwood, Ph.D.

Judith T. Won Pat, Ed.D.

**AN ACT TO AMEND §§ 6207 AND 6207.1, AND TO ADD
NEW §§ 6218.2 AND 6218.3 OF ARTICLE 2, CHAPTER 6
OF TITLE 4, GUAM CODE ANNOTATED, RELATIVE
TO PROHIBITING BONUS PAY AND MANDATING
PROPER PAY AND PAY ADJUSTMENT PROCESSING
FOR UNCLASSIFIED EMPLOYEES OF THE
GOVERNMENT OF GUAM.**

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

2 **Section 1.** § 6207 of Article 2, Chapter 6 of Title 4, Guam Code
3 Annotated, is hereby *amended* to read:

4 **“§ 6207. Positions in *I Maga'låhi's* (the Governor's) Office.**

1 *I Maga'låhi* (the Governor) is authorized to establish such positions as
2 may be necessary for the operation of the Office of *I Maga'låhi* (the
3 Governor), including off-island offices and Government House; provided,
4 however, that no person shall be appointed to fill such a position in the
5 absence of an appropriation to pay the salary set for such position. *I*
6 *Maga'låhi* (the Governor) shall set the salaries for positions for which
7 salaries are not set by law, which shall be paid in twenty-six (26) biweekly
8 equal installments from the date when such salary was set.”

9 **Section 2.** § 6207.1 of Article 2, Chapter 6 of Title 4, Guam Code
10 Annotated, is hereby *amended* to read:

11 “§ 6207.1. **Positions in *I Segundu Na Maga'låhi's* (the Lieutenant**
12 **Governor's) Office.**

13 *I Segundu Na Maga'låhi* (the Lieutenant Governor) is authorized to
14 establish such positions as may be necessary for the operation of the Office
15 of *I Segundu Na Maga'låhi* (the Lieutenant Governor), the Guam State
16 Clearinghouse, and other offices that are established and placed under the
17 purview or direction of *I Segundu Na Maga'låhen Guåhan* (the Lieutenant
18 Governor of Guam); provided, however, that no person shall be appointed to
19 fill such a position in the absence of an appropriation to pay the salary set for
20 such position. *I Segundu Na Maga'låhi* (the Lieutenant Governor) shall set
21 the salaries for positions for which salaries are not set by law, which shall be
22 paid in twenty-six (26) biweekly equal installments from the date when such
23 salary was set.”

24 **Section 3.** A new § 6218.2 is hereby *added* to Article 2, Chapter 6 of Title
25 4, Guam Code Annotated, to read:

26 “§ 6218.2. **Prohibition on Bonus Pay for Unclassified Employees.**

1 No bonuses shall be authorized and/or paid in lump-sum, or
2 otherwise, to unclassified employees of the government of Guam unless so
3 specified by law. Any person who authorizes a bonus payment in violation
4 of this Section *shall* be guilty of a misdemeanor. For the purposes of this
5 Section, bonuses or bonus payments *shall* mean sums authorized and/or paid
6 to an unclassified employee that is separate and apart from and/or added to
7 the base pay of such unclassified employee for any purpose.”

8 **Section 4.** A new § 6218.3 is hereby *added* to Article 2, Chapter 6 of Title
9 4, Guam Code Annotated, to read:

10 **“§ 6218.3. Processing of Pay Adjustments for Unclassified**
11 **Employees.**

12 Pay adjustments that increase base pay that are authorized pursuant to
13 §§ 6207 and 6207.1 of this Chapter *shall* be paid in twenty-six (26) biweekly
14 equal installments from the date when such pay adjustment was authorized.
15 If, after such pay adjustments that increase base pay for such unclassified
16 employees that are authorized pursuant to §§ 6207 and 6207.1 of this
17 Chapter, a pay adjustment is authorized to decrease base pay within two (2)
18 pay periods, the amount of such pay adjustment that previously increased
19 base pay *shall* be repaid by the unclassified employee *no later than* the
20 following pay period subsequent to the date from when the pay adjustment
21 decrease was authorized.”

22 **Section 5. Effective Date.** This Act *shall* become effective upon
23 enactment.

24 **Section 6. Severability.** If any provision of this Act or its application to
25 any person or circumstance is held invalid, the invalidity *shall not* affect other
26 provisions or applications of this Act which can be given effect without the invalid
27 provision or application and to this end the provisions of this Act are severable.