


CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This certifies that Bill No. 169, "An Act to repeal Subsection (e) of Section 4013, Chapter 1, Title V, and to add a new Subsection (e), in lieu thereof, and to add a new Subsection (f), all of the Government Code of Guam, relative to conflict and disclosure of interests of officers or employees," was on the 3rd day of July, 1967, duly and regularly passed.

  
J. C. ARRIGLA  
Speaker

ATTESTED:

  
F. T. RAMIREZ  
Legislative Secretary

-----  
This Act was received by the Governor this 5th  
day of July, 1967 at 11:31 o'clock A.M.

/s/ RUDOLPH G. SABLAN

Secretary of Guam

APPROVED:

in Presence of  
MARCEL F. L. GUERRERO  
Governor of Guam

DATE: August 3, 1967  
4:05 P.M.



MAR 18 1986  
GUAM TERRITORIAL  
LAW LIBRARY

Public Law 9-85

Bill No. 169

Introduced by R. F. Taitano

AN ACT TO REPEAL SUBSECTION (e) OF SECTION 4013, CHAPTER 1, TITLE V, AND TO ADD A NEW SUBSECTION (e), IN LIEU THEREOF, AND TO ADD A NEW SUBSECTION 4013 (f), ALL OF THE GOVERNMENT CODE OF GUAM, RELATIVE TO CONFLICT AND DISCLOSURE OF INTERESTS OF OFFICERS OR EMPLOYEES.

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

2 Section 1. Subsection (e) of Section 4013, Government Code of Guam,  
3 is hereby repealed, and a new Subsection (e) is hereby enacted in lieu  
4 thereof, to read as follows:

5 "(e) No officer or employee of the Government of Guam shall  
6 conduct or engage in any business or trade outside the government  
7 service without the prior approval of the Director of Labor and  
8 Personnel. No such approval shall be granted if such business or  
9 trade may be prejudicial to the best interests of the people or if  
10 there may be a conflict of interest between the officer's or employee's  
11 government position and the outside trade or business. Failure to  
12 comply herewith shall be a ground for dismissal from the government  
13 service and the Director of Labor and Personnel shall order the  
14 compensation stopped of any officer or employee found to be in  
15 violation."

16 Section 2. A new Subsection (f) is hereby added to Section 4013,  
17 Chapter 1, Title V, Government Code of Guam, to read as follows:

18 "(f) Every officer or employee of the government who has a  
19 direct or indirect pecuniary interest in any firm, partnership,  
20 business or corporation which contracts with the government, at the  
21 time of submission of bids or commencement of negotiations as the  
22 case may be, shall file a statement under oath with the Director of  
23 the Department of Finance describing said interest. Any such state-  
24 ment filed shall be a public record for all purposes. This Subsection  
25 shall not apply in case such contract involves a corporation in which

1 the officer or employee has the ownership of not more than five  
2 percent (5%) of the capital stock.

3 (1) As used in this subsection, 'officer' or 'employee' means  
4 all officers and employees of the Executive Branch of the Government.

5 (2) Any contract entered into in violation of Subsection 4013  
6 (f) may be declared null and void at the discretion of the government.

7 (3) No contract may be entered into whereby any officer or  
8 employee shall have any administrative, supervisory, or directory  
9 power over the execution thereof if such officer or employee has any  
10 direct or indirect pecuniary interest in the contractor or in the  
11 contract. All contracts entered into in violation of this subpara-  
12 graph (3) of Subsection 4013 (f) are void."

13 Section 3. Effective Date. This Act shall take effect the first  
14 day of the second month after approval by the Governor and shall not affect  
15 any contracts entered into prior to such date.