



Speaker Therese M. Terlaje <speaker@guamlegislature.org>

**Bill No. 24-36 (COR) nka Public Law No. 36-1**

june.borja@guam.gov <june.borja@guam.gov>

Fri, Feb 26, 2021 at 2:34 PM

To: "Speaker Therese M. Terlaje" <speaker@guamlegislature.org>

Cc: "Governor Lourdes A. Leon Guerrero" <governor@guam.gov>, "Lt. Governor Joshua F. Tenorio" <joshua.tenorio@guam.gov>, gcepeda@guamcourts.org, guamcompiler@gmail.com, "Lisa Ibanez (Compiler Asst.)" <libanez@guamsupremecourt.com>, "Jon Calvo (DCOS)" <jon.calvo@guam.gov>, alice.taijeron@guam.gov, "SSD (Legal)" <sophia.diaz@guam.gov>, Leslie Travis <leslie.travis@guam.gov>, melinda.sanchez@guam.gov, "Stephanie G. Flores" <stephanie.flores@guam.gov>, "Krystal J. Paco" <krystal.paco@guam.gov>, lester.carlson@bbmr.guam.gov, BERTHA <bertha.duenas@guam.gov>, "Eliza G. Dames (Chamber)" <eliza.dames@guam.gov>, "Shamra L.A. Chargualaf (Chamber)" <shamra.chargualaf@guam.gov>, "Josephine C. Cepeda (Chamber)" <josephine.cepeda@guam.gov>, "Kathleen C. Cepeda (DCOS)" <kathleen.cepeda@guam.gov>, Rhea Chang <rhea.chang@guam.gov>, "Jessica Cruz (CF)" <jessica.cruz@guam.gov>, admin@bbmr.guam.gov, analyn.eustaquio@bbmr.guam.gov, "Michael D. Weakley" <michael.weakley@guam.gov>

Hafa Adai Madame Speaker:

Please find a copy of the attached transmittal dated February 26, 2021 from the **Honorable Lourdes A. Leon Guerrero, I Maga'hagan Guåhan** regarding the following Bill which is now known as *Public Law No. 36-1*. The original transmittal will be delivered to your office later today.

- **Bill No. 24-36 (COR) nka P.L. 36-1** – An Act to Amend § 3105 of Article 1, Chapter 3, Title 22, Guam Code Annotated, Relative to Amending the Date of Implementation of the Second Tier of the Minimum Wage Increase from March 1, 2021 to September 1, 2021

Thank you.

Respectfully,

Doc Type: 36GL-21-0239  
OFFICE OF THE SPEAKER  
THERESE M. TERLAJE

02-26-2021

Time: 2:34 PM  
Received: [Signature]



**June M.C. Borja**  
*Administrative Services Officer*

**OFFICE OF THE GOVERNOR OF GUAM**  
*Office of Legal Counsel*  
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P.O. Box 2950, Hagåtña, Guam 96932  
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Main Office No.: (671) 473-1118  
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**COMMITTEE ON RULES**  
**RECEIVED:**  
**FEBRUARY 26, 2021 at 5:08 P.M.**

[Signature]

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LOURDES A. LEON GUERRERO  
GOVERNOR



JOSHUA F. TENORIO  
LT. GOVERNOR

UFISINAN I MAGA'HĀGAN GUĀHAN  
OFFICE OF THE GOVERNOR OF GUAM

February 26, 2021

Doc Type: 36GL-21-0239  
OFFICE OF THE SPEAKER  
THERESE M. TERLAJE

**HONORABLE THERESE M. TERLAJE**

*Speaker*  
36<sup>th</sup> Guam Legislature  
*Chairperson, Committee on Health, Land, Justice and Culture*  
Guam Congress Building  
163 Chalan Santo Papa  
Hagåtña, Guam 96910

**-02-26 2021**

Time: 4:52pm  
Received: [Signature]

**RE: BILL NO. 24-36 (COR) - An Act to Amend § 3105 of Article 1, Chapter 3, Title 22, Guam Code Annotated, Relative to Amending the Date of Implementation of the Second Tier of the Minimum Wage Increase from March 1, 2021 to September 1, 2021**

Dear Madame Speaker,

When I signed Public Law 35-38 into law, I indicated that I viewed the responsible increase of the minimum wage as critical to raising working people out of poverty. I also wrote that our work was not done. Unfortunately, circumstances of health and economic fallout resulting from our current global pandemic have made that work even harder. We have lost 130 members of our community, countless hours of in-person academic instruction, thousands of jobs, and, perhaps in quantities immeasurable, the benefits of quality time with friends and family. Recovery will take time, but it must include a recognition that getting back to where we were will not be enough. We must recover so well that we are better off for having had to endure this awful pandemic. To do this responsibly means we will have to delay -- for a short time -- the next planned increase in the minimum wage. This delay will give employers an opportunity to adjust in the wake of the pandemic's effects and still fulfill the ultimate goal of moving our wages toward a level sufficient to provide a decent quality of life. For these reasons, I have signed Bill 24-36 into law as **Public Law No. 36-1**.

*Senseremente,*

**LOURDES A. LEON GUERRERO**

*Maga'hāgan Guāhan*  
Governor of Guam

(J.Borja)

Enclosure(s): Bill No. 24-36 (COR) *nka P.L. 36-1*

cc: *Honorable Joshua F. Tenorio, Sigundo Maga'lāhen Guāhan*  
*Compiler of Laws*



*I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN*  
Thirty-Sixth Guam Legislature

Jessica Cruz  
RCUD BY CENTRAL FILES  
FEB 16 '21 PM 7:10  
2021-12975


February 16, 2021

The Honorable Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*  
*Ufisinan I Maga'håga*  
*Hagåtña, Guam 96910*

Dear *Maga'håga* Leon Guerrero:

Transmitted herewith is **Bill No. 24-36 (COR)**, which was passed by *I Mina'trentai Sais Na Liheslaturan Guåhan* on February 16, 2021.

Sincerely,

  
AMANDA L. SHELTON  
Legislative Secretary

Enclosure (1)

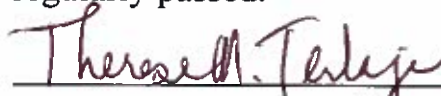





***I MINA'TRENTAI SAIS NA LIHESLATURAN GUÁHAN***  
**2021 (FIRST) Regular Session**

**CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'HÁGAN GUÁHAN***


This is to certify that **Bill No. 24-36 (COR)**, “AN ACT TO *AMEND* § 3105 OF ARTICLE 1, CHAPTER 3, TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO AMENDING THE DATE OF IMPLEMENTATION OF THE SECOND TIER OF THE MINIMUM WAGE INCREASE FROM MARCH 1, 2021 TO SEPTEMBER 1, 2021,” was on the 16<sup>th</sup> day of February 2021, duly and regularly passed.

  
\_\_\_\_\_  
**Therese M. Terlaje**  
**Speaker**

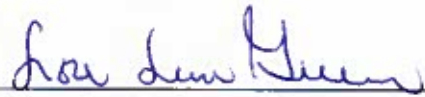
Attested:

  
\_\_\_\_\_  
**Amanda L. Shelton**  
**Legislative Secretary**

-----  
This Act was received by *I Maga'hågan Guåhan* this 16<sup>th</sup> day of February  
2021, at 7:10 o'clock P.M.

  
\_\_\_\_\_  
**Jessica Cruz**  
**Assistant Staff Officer**  
***Maga'håga's Office***

APPROVED:

  
\_\_\_\_\_  
**Lourdes A. Leon Guerrero**  
***I Maga'hågan Guåhan***

Date: 2/26/2021

Public Law No. 36-1

***I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN***  
**2021 (FIRST) Regular Session**

**Bill No. 24-36 (COR)**

As amended by the Committee on Environment,  
Revenue and Taxation, Labor, Procurement, and  
Statistics, Research and Planning; and  
further amended on the Floor.

Introduced by:

James C. Moylan  
Mary Camacho Torres  
Christopher M. Dueñas  
Frank F. Blas, Jr.  
V. Anthony Ada  
Joanne Brown  
Tina Rose Muña Barnes  
Telena Cruz Nelson  
Sabina Flores Perez  
Clynton E. Ridgell  
Joe S. San Agustin  
Telo T. Taitague  
Jose "Pedo" Terlaje  
Therese M. Terlaje

**AN ACT TO *AMEND* § 3105 OF ARTICLE 1, CHAPTER 3,  
TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO  
AMENDING THE DATE OF IMPLEMENTATION OF  
THE SECOND TIER OF THE MINIMUM WAGE  
INCREASE FROM MARCH 1, 2021 TO SEPTEMBER 1,  
2021.**

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

2        **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3        that the COVID-19 pandemic has adversely impacted the economic conditions on  
4        the island, which has led to thousands of island residents being on furlough status.

1 Many businesses have either been forced to close their doors, amend their hours of  
2 operation and employee base, or work with many limitations, all of which affect their  
3 potential revenue stream.

4 In 2019, the 35<sup>th</sup> Guam Legislature passed what eventually was enacted into  
5 law as Public Law 35-38, an act which would provide for a two (2)-tiered approach  
6 towards increasing the minimum wage. A Fifty Cent (\$0.50) increase in the  
7 minimum wage took place on March 1, 2020, with the second tier of a Fifty Cent  
8 (\$0.50) increase scheduled for March 1, 2021. Unfortunately, with many businesses  
9 still in a recovery phase, and with questionable tourism arrival numbers for 2021,  
10 it would be unreasonable to mandate additional costs on businesses, many of which  
11 will have challenges maintaining their 2020 pre-pandemic organizational charts and  
12 annual projections.

13 Therefore, the intent of this Act is to simply delay the enactment of the second  
14 tier of the minimum wage increase by six (6) months to allow businesses to plan  
15 their operational expenses based on the uncertainties ahead. It would also help to  
16 reduce the additional burden placed on those businesses this year who are  
17 attempting to bring their employees back to work despite current economic  
18 conditions. Nothing in this Act prevents any business entity from providing an  
19 increment to its employees if it is in a favorable position to provide for it.

20 **Section 2.** § 3105 of Article 1, Chapter 3, Title 22, Guam Code Annotated,  
21 is hereby *amended* to read as follows:

22 **“§ 3105. Minimum Wages.**

23 Every employer shall pay each person employed by him wages at a rate  
24 not less than Eight Dollars and Twenty-Five Cents (\$8.25) per hour, effective  
25 January 1, 2015; not less than Eight Dollars and Seventy-Five Cents (\$8.75)  
26 per hour, effective March 1, 2020; and not less than Nine Dollars and Twenty-  
27 Five Cents (\$9.25) per hour, effective September 1, 2021.”

1           **Section 3. Severability.** If any provision of this Act or its application to any  
2 person or circumstance is found to be invalid or contrary to law, such invalidity shall  
3 not affect other provisions or applications of this Act that can be given effect without  
4 the invalid provision or application, and to this end the provisions of this Act are  
5 severable.

6           **Section 4. Effective Date.** This Act shall be effective upon enactment.