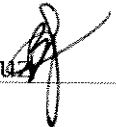


**I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) REGULAR SESSION**

Bill No. 423-32 (copy)

Introduced by:

B. J. F. Cruz 

**AN ACT TO ADD A NEW ITEM (18) TO § 4102(a) OF CHAPTER
4, TITLE 4 OF THE GUAM CODE ANNOTATED, RELATIVE
TO THE PERSONNEL NEEDS OF THE ATTORNEY GENERAL
OF GUAM AND THE PUBLIC AUDITOR.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1.** A new item (18) is hereby *added* to § 4102(a) of Chapter 4,
2 Title 4 of the Guam Code Annotated to read:

3 **“§ 4102. Classified and Unclassified Services.**

4 All offices and employment in the Government of Guam, except for
5 employment as academic personnel of the Guam Community College (GCC)
6 and the University of Guam (UOG), as the term academic personnel is
7 defined in enabling laws of GCC and UOG, shall be divided into classified
8 and unclassified services as follows:

9 (a) The unclassified service shall include the positions of:

10 (1) elective officials;

11 (2) judges;

12 (3) Superior Court marshal, chief clerk, chief probation
13 officer and court administrator of the Superior Court;

14 (4) heads of agencies and instrumentalities and not more
15 than one (1) secretary for each such officer;

1 (5) the first assistant, by whatever title denominated, to
2 the heads of agencies and instrumentalities stated in paragraph
3 (4) of this Subsection;

4 (6) persons employed on a temporary basis;

5 (7) members of boards and commission;

6 (8) executive director of the Commissioner's Council;

7 (9) all offices and employment in the Executive Branch
8 whose appointment are required to be confirmed by the Guam
9 Legislature;

10 (10) all offices and employment made, by law, to be at
11 the pleasure of any board, commission or officer;

12 (11) all legislative employees;

13 (12) members of the Guam Gaming Commission;

14 (13) physicians and health care administrators employed
15 at the Guam Memorial Hospital Authority;

16 (14) with the exception of civilian non-uniformed
17 positions, all positions in the Department of Military Affairs,
18 including the Executive Secretary and Executive Services
19 Coordinator;

20 (15) employees of the office of the Governor and
21 Lieutenant Governor including off-island offices and
22 Government House, as authorized in the applicable
23 appropriation law;

24 (16) Property Management Officer at the Department of
25 Corrections;

26 (17) persons employed on a seasonal basis; and

1 (18) not more than one (1) Special Assistant each to the
2 Attorney General of Guam and the Public Auditor.

3 (b) The classified service shall include all other positions in the
4 government of Guam.

5 (c) Notwithstanding any law or rule to the contrary,
6 employment as academic personnel of the Guam Community College
7 and the University of Guam shall be governed by rules adopted by the
8 Board of Trustees and the Board of Regents, respectively, in order to
9 provide academic freedom and autonomy to the institutions, as
10 intended by P.L. 14-77 as to GCC, and P.L. 19-40 as to UOG.

11 (d) Notwithstanding any other provision of law there shall be
12 no other personnel classifications in the government of Guam, other
13 than the classified and unclassified services as set forth in this Section.
14 The Director of Administration shall not create any unclassified
15 positions. The Civil Service Commission shall hear no appeal
16 regarding the creation of a new position.”

17 **Section 2. Effective Date.** This Act *shall* be effective upon enactment.