

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

Bill No. 52-33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 

AN ACT AMEND § 80113(b) OF CHAPTER 80, DIVISION 4, 10 GCA, TO PROVIDE FOR ENTRY INTO THE CLASSIFIED SERVICE OF THE GOVERNMENT OF GUAM FOR ASSOCIATE ADMINISTRATORS FOR CLINICAL, OPERATIONS AND MEDICAL SERVICES AT THE GUAM MEMORIAL HOSPITAL AUTHORITY, AND TO AMEND § 80113(c) OF CHAPTER 80, DIVISION 4, 10 GCA, RELATIVE TO RETIREMENT CONTRIBUTIONS BY THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR SHORT-TERM CONTRACTUAL HOSPITAL EMPLOYEES.

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

2 **Section 1.** Subsection (b) of § 80113, Chapter 80 of Division 4, Title 10,
3 Guam Code Annotated, is *amended* to read:

4 “(b) All employees of the hospital, except physicians and healthcare
5 administrators, the Hospital Administrator, ~~Associate Administrators for Clinical,~~
6 ~~Operations and Medical Services,~~ and the Chief Financial Officer, shall be
7 members of the classified service of the government of Guam.

8 (1) This subsection shall include Associate Administrators for Clinical,
9 Operations and Medical Services who shall be members of the classified
10 service of the government of Guam.”

11 **Section 2.** Subsection (c) of § 80113, Chapter 80 of Division 4, Title 10,
12 Guam Code Annotated, is *amended* to read:

1 “(c) Each hospital employee in the classified service of the government of
2 Guam, non-contractual unclassified hospital employee, or a long-term hospital
3 employee with a contractual term of more than five (5) years shall be eligible to
4 continue to be or to become a member of the government of Guam Retirement
5 Fund pursuant to Chapter 8 of Title 4 of the Guam Code Annotated. The hospital
6 shall pay for the employer’s contribution to the Retirement Fund that is assessed by
7 the Fund’s Board of Trustees for the benefit of hospital employees who are
8 members of the Fund.

9 (1) For the purposes of this subsection, and at the Boards discretion, the
10 Board shall have the authority to determine and establish the percentage
11 of retirement contribution to be appropriate and which shall be equally
12 applied and provided to all short-term hospital employees with a
13 contractual term of less than five (5) years in a retirement plan other than
14 the government of Guam Retirement Fund.

15 (2) This subsection shall be applied prospectively, and any rights
16 accrued or acquired prior to the enactment of this subsection shall
17 continue unaffected.”

18 **Section 3. Classification without loss or reduction in salary, status or**
19 **benefits.** Notwithstanding any provision of law, rule, or regulation, the personnel
20 in the positions identified in Item (1) of § 80113(b) of Chapter 80 of Division 4,
21 Title 10, Guam Code Annotated, *shall* have their admission as members in the
22 classified service of the government of Guam occur *without* loss or reduction in
23 salary, status or benefits.

24 **Section 4. Severability.** If any provision of this Act or its application to
25 any person or circumstance is found to be invalid or contrary to law, such

1 invalidity shall not affect other provisions or applications of this Act which can be
2 given effect without the invalid provisions or application, and to this end the
3 provisions of this Act are severable.