

MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 311-30(cov)

Introduced by:

FRANK B. AGUON, JR.



AN ACT RELATIVE TO AMENDING THE WORKMEN'S COMPENSATION PROVISION, AS APPLICABLE TO PUBLIC EMPLOYEES, IN PROVIDING COMPENSATION BENEFITS TO INDIVIDUALS INJURED WHILE IN THE CONDUCT OF THEIR OFFICIAL DUTIES AT A LEVEL EQUIVALENT TO AND NO LESS THAN THE PERSON'S INCOME LEVEL RECEIVED PRIOR TO SUCH INJURY; THROUGH ADDING A NEW SUBSECTION "(J)" TO §9104 OF CHAPTER 9, TITLE 22, GUAM CODE ANNOTATED.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 Section 1. Legislative Findings and Intent.

2 The Liheslaturan Guahan finds that the Workmen's Compensation
3 Program within the government of Guam provides direct financial
4 compensation to individuals who are injured while conducting their
5 official duties, to include medical costs/treatment services and a regular
6 stipend; which in several circumstances could be less than the salary
7 compensation level that the individual was earning while fully employed.
8 Because a person covered by workmen's compensation incurred the injury

Clerk of the Legislature

ACKNOWLEDGEMENT RECEIPT 1

Received by: Nieves

Time: 2:46 p.m.

Date: 11/6/10

1 on the job, it is unreasonable to affect an immediate and direct reduction in
2 the individual's compensation level, whenever applicable, when in fact the
3 individual was carrying out their job responsibilities. Therefore, this
4 provision would require that any public employee who receives
5 Workmen's Compensation shall continue to receive compensation
6 equivalent to, if applicable, and not less than the regular income level that
7 they were receiving prior to the injury and until such time that they are no
8 longer recipients of Workmen's Compensation benefits.

9 **Section 2. Public Employees Workmen's Compensation Provision**
10 **for Injuries Sustained on the Job.**

11 A new subsection "(j.)" is hereby added to §9104 of Chapter 9, Title
12 22, Guam Code Annotated, to read as follows:

13 "(j.) Any person who is injured in performing service for the
14 government of Guam as an employee under the authorized direction of a
15 public officer or employee shall be compensated, in addition to associated
16 medical costs and treatment, a sum equivalent to and not less than that of
17 the individual's regular compensation level to commence on the date of the
18 injury. This provision shall apply only if the person's work compensation
19 level exceeds the sums authorized in this Chapter, and shall terminate on
20 the date the individual is no longer eligible for Workmen's Compensation
21 benefits; otherwise, the compensation provisions authorized herein shall be
22 applicable."