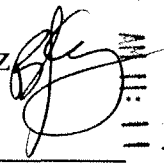



**I MINA'TRENTA NA LIHESLATURAN GUÅHAN**  
2010 Second (Regular) Session

2010 JUL -2 AM 11:11

Bill No. 434-30 (CS)

Introduced by:

B.J.F. Cruz  

**AN ACT TO AMEND § 5150 OF CHAPTER 5 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO PUBLIC LAW 72-30 AND THE DUTIES OF THE ATTORNEY GENERAL.**

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

3        **Section 1.** § 5150 of Chapter 5 of Title 5 of the Guam Code  
4 Annotated is hereby *amended* to read:

5                **“§ 5150. Duties of the Attorney General.**

6                The Attorney General, the Deputy Attorney General *or* such  
7 Assistant Attorneys General, or such Special Assistant Attorneys  
8 General as the Attorney General may designate, *shall* serve as legal  
9 counsel and provide necessary legal services to the Policy Office and  
10 the General Services Agency. Whenever the Chief Procurement  
11 Officer, the Director of Public Works, or the head of any executive  
12 branch agency, autonomous agency, instrumentality or public  
13 corporation of the government of Guam conducts any solicitation or  
14 procurement which is estimated to result in an award of Five Hundred  
15 Thousand Dollars (\$500,000) or more, the Attorney General or his  
16 designees including one or more Special Assistant Attorneys General  
17 who may be so designated or appointed by the Attorney General and

1        subject to any reasonable requirements or conditions determined by  
2        the Attorney General shall act as legal advisor during all phases of the  
3        solicitation or procurement process. The Attorney General or his  
4        designee including one or more Special Assistant Attorneys General  
5        *shall*, in addition, when he approves contracts, determine not only the  
6        correctness of their form, but their legality. In making such a  
7        determination of legality, he may require any or all agencies involved  
8        in the contract to supply him with evidence that the required  
9        procedures precedent to executing the contract were carried out. He or  
10       his designees may prescribe the forms and format required to be  
11       followed by the agencies in aiding him in his determination of form  
12       and legality.”

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