



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

JAN 13 2017
Honorable Benjamin J. F. Cruz
Speaker
I Mina'trentai Kuätro Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

GL# 34-17-45
Speaker Benjamin J.F. Cruz

JAN 13 2017
Time: 4:10 [] AM [] PM File No. _____
Received By:

2017 JAN 13 PM 5:23

Dear Speaker Cruz:

Transmitted herewith is Bill No. 299-33(COR), "AN ACT TO REPEAL AND REENACT SUBSECTION (d) OF § 6235 ARTICLE 2, CHAPTER 6, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO CLARIFYING THE NUMBER OF ALLOWED CERTIFICATION PAY INCENTIVE TO GOVERNMENT OF GUAM LINE EMPLOYEES, AND THE OFFICE OF PUBLIC ACCOUNTABILITY, THE UNIVERSITY OF GUAM, AND THE GUAM DEPARTMENT OF EDUCATION EMPLOYEES WHO HAVE OBTAINED CERTIFIED PUBLIC ACCOUNTANT, CERTIFIED GOVERNMENT FINANCIAL MANAGEMENT, CERTIFIED FRAUD EXAMINER, AND CERTIFIED INTERNAL AUDITOR CERTIFICATION," which was signed into law on January 9, 2017, as Public Law 33-222.

Senseramente,

RAY TENORIO
I Maga'låhen Guåhan, para pa'go
Acting Governor of Guam



I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN*

This is to certify that Bill No. 299-33 (COR), "AN ACT TO REPEAL AND REENACT SUBSECTION (d) OF § 6235 ARTICLE 2, CHAPTER 6, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO CLARIFYING THE NUMBER OF ALLOWED CERTIFICATION PAY INCENTIVE TO GOVERNMENT OF GUAM LINE EMPLOYEES, AND THE OFFICE OF PUBLIC ACCOUNTABILITY, THE UNIVERSITY OF GUAM, AND THE GUAM DEPARTMENT OF EDUCATION EMPLOYEES WHO HAVE OBTAINED CERTIFIED PUBLIC ACCOUNTANT, CERTIFIED GOVERNMENT FINANCIAL MANAGEMENT, CERTIFIED FRAUD EXAMINER, AND CERTIFIED INTERNAL AUDITOR CERTIFICATION," was on the 30th day of December 2016, duly and regularly passed.

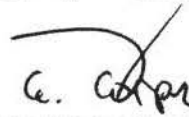


Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 30^m day of DEC,
2016, at 8:50 o'clock P.M.


PATRICK C. CORPUZ #374

Assistant Staff Officer
Maga'låhi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date:

JAN 09 2017

Public Law No.

33-222

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

Bill No. 299-33 (COR)

As amended by the Sponsor.

Introduced by:

Dennis G. Rodriguez, Jr.

T. C. Ada

V. Anthony Ada

FRANK B. AGUON, JR.

Frank F. Blas, Jr.

B. J.F. Cruz

James V. Espaldon

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Michael F.Q. San Nicolas

Mary Camacho Torres

N. B. Underwood, Ph.D.

Judith T. Won Pat, Ed.D.

AN ACT TO *REPEAL* AND *REENACT* SUBSECTION (d) OF § 6235 ARTICLE 2, CHAPTER 6, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO CLARIFYING THE NUMBER OF ALLOWED CERTIFICATION PAY INCENTIVE TO GOVERNMENT OF GUAM LINE EMPLOYEES, AND THE OFFICE OF PUBLIC ACCOUNTABILITY, THE UNIVERSITY OF GUAM, AND THE GUAM DEPARTMENT OF EDUCATION EMPLOYEES WHO HAVE OBTAINED CERTIFIED PUBLIC ACCOUNTANT, CERTIFIED GOVERNMENT FINANCIAL MANAGEMENT, CERTIFIED FRAUD EXAMINER, AND CERTIFIED INTERNAL AUDITOR CERTIFICATION.

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

2 **Section 1.** Subsection (d) of § 6235, Article 2, Chapter 6, Title 4, Guam

3 Code Annotated, is hereby *repealed* and *reenacted* to read:

1 “(d) Certification Pay Differential, Established.

2 (1) All government of Guam line employees, the Office of
3 Public Accountability, the University of Guam, and the Guam
4 Department of Education employees who have obtained a nationally
5 recognized certification as a Certified Public Accountant (CPA),
6 Certified Government Financial Manager (CGFM), Certified Fraud
7 Examiner (CFE), or Certified Internal Auditor (CIA) *shall* be entitled
8 to receive a single certification pay differential.

9 (2) The pay differential *shall* be applicable only to a single
10 certification accomplished by the employee, whichever is higher, and
11 will be processed based on only one (1) of the following, depending
12 on the highest certification accomplished:

13 (A) a Guam licensed CPA *shall* be eligible to receive a
14 fifteen percent (15%) increase; or

15 (B) the CGFM, CFE, and CIA, which are nationally
16 recognized but *not* required to be Guam licensed, *shall* be
17 eligible to receive a ten percent (10%) increase; or

18 (C) if the employee is a Guam licensed CPA prior to
19 the enactment of this Act, Subsection (2)(A) of this Subsection
20 *shall* be applicable only.

21 (3) The pay differential *shall* apply and is *limited* to a single
22 certification, and *shall not* be used in any calculation of the rate of pay
23 with respect to overtime, and *shall not* be considered pay or
24 compensation in any calculation of enhanced compensation otherwise
25 provided by law.

26 (4) The employee salary must be commensurate with the
27 currently approved government of Guam pay/wage scale. Any

1 deviation from the currently approved government of Guam pay plan
2 *shall not* qualify for the differential pursuant to this Subsection (d).

3 (5) The Director of Administration and the President of the
4 University of Guam *shall* implement a single certification pay
5 differential for all the CPA, CGFM, CFE, and CIA who are active in
6 their area of certification. Accounting, auditing, budgeting, and
7 management professionals who have a national or Guam board
8 certification *shall* be entitled to the certification pay differential
9 provided in Item (1) of this Subsection, calculated at the rates above,
10 added to the base pay to rectify an inequity in certification pay.”

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