

I Mina'trentai Siette Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
30-37 (COR)	Joanne Brown Chris Barnett Frank Blas, Jr. Thomas Fisher Telo T. Taitague Christopher M. Dueñas Jesse A. Lujan	AN ACT TO ADD A NEW § 4101(a) (1) (D) OF ARTICLE 1, AND TO ADD A NEW § 4203.4 TO ARTICLE 2, BOTH OF CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO THE PROHIBITION OF EMPLOYMENT IN THE GOVERNMENT OF GUAM FOR INDIVIDUALS CONVICTED OF OFFICIAL MISCONDUCT UNDER THE PROVISIONS OF 9 GCA § 49.90.	2/6/23 10:40 a.m.	2/8/23	Committee on General Government Operations and Appropriations			Request: 2/8/23 Waiver: 2/16/23	



COMMITTEE ON RULES

Senator Chris Barnett, Chairperson
I Mina'trentai Siette Na Liheslaturan Guåhan
37th Guam Legislature

February 16, 2023

To: RennaeVanessa C. Meno
Clerk of the Legislature

From: Senator Chris Barnett 
Chairperson, Committee on Rules

Subject: Fiscal Note Waiver for Bill No. 30-37 (COR)

Håfa Adai yan Biba Guåhan!

Find the attached, Fiscal Note Waiver for the following bill:

Bill No. 30-37 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly forward the same to Management Information Services (MIS) for posting on our website.





BUREAU OF BUDGET & MANAGEMENT RESEARCH

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FEB 16 2023

Senator Chris Barnett
Chairperson, Committee on Rules
I Mina'trentai Siette Na Liheslaturan Guåhan
Thirty-Seventh Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Hafa Adai Senator Barnett:

The Bureau requests that Bill No. 30-37 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill 30-37 (COR) is an Act to add a new §4101(a)(1)(D) of Article 1, and to add a new §4203.4 to Article 2, both of Chapter 4, Title 4, Guam Code Annotated (GCA), relative to the prohibition of employment in the Government of Guam for individuals convicted of official misconduct under the provisions of 9 GCA §49.90.

The proposed addition of §4101(a)(1)(D) to Article 1, Chapter 4, Title 4 GCA states that no person shall be employed, nor continued employment, who was convicted of a violation pursuant to 9 GCA §49.90. In addition, any attempted or erroneous appointment or continuation of employment in violation of this section is void *ab initio*. Further, Title 4 GCA §4202 (Termination of Employment) and Title 4 GCA §4406(b) (Adverse Action Procedures and Appeals) shall not apply to §4101(a)(1)(D).

The proposed addition of §4203.4 to Article 2, Chapter 4, Title 4 GCA states that no person convicted under the provisions of 9 GCA §49.90, or an offense in any jurisdiction which includes, at a minimum, all of the elements of said offenses, shall work in any agency or instrumentality of the Government of Guam.

As such, the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

Senseramente,

LESTER L. CARLSON, JR.