

**I MINA' TRENTAI DOS NA LIHESLATURAN GUAHAN**  
**2014 (SECOND) Regular Session**

Bill No. 250-32 (COR)

Introduced by:

Dennis G. Rodriguez, Jr. ✓  
Rory J. Respicio ✓  
Christopher M. Duenas ✓

**AN ACT TO AMEND DIVISION 4 OF 10 GUAM CODE ANNOTATED §80109(s)(9) RELATIVE TO THE WAIVER OF SOVEREIGN IMMUNITY ON A LOAN PREVIOUSLY AUTHORIZED FOR THE GUAM MEMORIAL HOSPITAL AUTHORITY.**

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

2 **Section 1.** Division 4 of 10 Guam Code Annotated §80109(s)(9), as  
3 amended by P.L. 30-235 and P.L. 32-43 is hereby amended to read as follows:

4 “(9) Notwithstanding the provisions of Chapter 6 of Title 5 of the  
5 Guam Code Annotated, the government of Guam hereby waives immunity from  
6 any suit or action in contract upon the loan and guaranty but *does not* waive  
7 sovereign immunity as to the personal liability of elected or appointed officials and  
8 employees of the government Guam. For the purposes of this provision only,  
9 immunity is also waived as to the award of attorney fees and related costs in  
10 connection with any suit brought to enforce any right or obligation incurred under  
11 the loan authorized hereby or in connection with the enforcement of any  
12 agreement, note or pledge that arises directly from the indebtedness authorized  
13 hereby.”

14 **Section 2. Severability.** If any provision of this Act or its application to any  
15 person or circumstance is found to be invalid or contrary to law, such invalidity

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

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