

***I MINA' TRENTA NA LIHESLATURAN GUÅHAN***  
**2009 (FIRST) Regular Session**

Bill No. 142 (COR)

Introduced by:

T.C. Ada

2009 JUN 05 PM 3:48

**AN ACT TO ADOPT THE PERSONNEL RULES AND REGULATIONS FOR MARITIME-RELATED POSITIONS UNIQUE TO PORT OPERATIONS AND CERTIFIED, TECHNICAL AND PROFESSIONAL POSITIONS AS REQUIRED BY PUBLIC LAW 29-24 AND AS RECEIVED BY THE LEGISLATIVE SECRETARY OF *I MINA' TRENTA NA LIHESLATURAN GUÅHAN* ON MAY 14, 2009, AND TO AUTHORIZE COMPENSATION AND BENEFIT ADJUSTMENTS.**

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

**Section 1. Legislative Findings.** *I Liheslaturan Guåhan* finds that the Jose D. Leon Guerrero Commercial Port (Port) serves as the entry point for approximately 90% of goods consumed on Guam, hence, the services provided is critical to the economic viability of the community. The Port must retain qualified workers in maritime positions and employ personnel who are certified with necessary technical or professional skills and experience. The ability to maintain experienced, trained and skilled employees is a significant factor in the efficiency of the Port and ensures the expeditious movement of cargo. Public Law 29-24 authorizes the Port to promulgate personnel rules and regulations and provides limited authority to the Port to establish pay scales for certified, technical and professional positions subject to the provisions of the Administrative Adjudication Act.

Pursuant to the Administrative Adjudication Act, the Port held a public hearing on its proposed Rules and regulations for Maritime-Related Positions Unique to Port Operations and

Certified, Technical and Professional Employees on February 9, 2009. The Board of Directors of the Port approved the proposed Rules and regulations on March 26, 2009, and voted to transmit such rules and regulations to *I Mina' Trenta Na Liheslaturan Guåhan* for final approval and adoption.

*I Liheslaturan Guåhan* finds that the Port has acted in accordance with the Administration Adjudication Act and Public Law 29-24 in the development of its proposed Rules and Regulations for Maritime-Related Positions Unique to Port Operations and Certified, Technical and Professional Employees.

**Section 2. Adoption of the Personnel Rules and Regulations.** The Personnel Rules and Regulations for Maritime-Related Positions Unique to Port Operations and Certified, Technical and Professional Positions as required by Public Law 29-24 and as received by the Legislative Secretary of *I Mina' Trenta Na Liheslaturan Guåhan* on May 14, 2009 are hereby adopted.

**Section 3. Compensation and Benefits Adjustment: Effective Date.** Any changes in compensation or benefits, or both compensation and benefits, for current employees required as a result of the adoption of the Personnel Rules and Regulations for Maritime-Related Positions Unique to Port Operations and Certified, Technical and Professional Positions as such rules and regulations were received by the Legislative Secretary of *I Mina' Trenta Na Liheslaturan Guåhan* on May 14, 2009, shall be effective on the date when the Board of Directors has approved the financial plan to fund the compensation and benefits adjustments.

**Section 4. Severability.** If any provision of this law or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this law which can be given effect without the invalid provisions or applications, and to this end the provisions of this law are severable.