

MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 244(EC)

As amended on the Floor.

Introduced by:

R. Klitzkie
L. F. Kasperbauer
Ray Tenorio
Mark Forbes
A. B. Palacios, Sr.
Mike Cruz
Edward J.B. Calvo
J. M.S. Brown
J. A. Lujan
R. J. Respicio
B. J.F. Cruz
F. B. Aguon, Jr.
A. R. Unpingco
J. T. Won Pat

**AN ACT TO ADD NEW SECTIONS 4202.1 AND 4202.2
TO TITLE 4 GCA TO REQUIRE GOVERNMENT
EMPLOYEES WHO ARE CHARGED WITH OR
CONVICTED OF A CRIME TO PROVIDE PROMPT
NOTICE OF THE CHARGES OR CONVICTION TO
THE HEAD OF THE EMPLOYEE'S DEPARTMENT OR
AGENCY AND TO PROVIDE SANCTIONS FOR
FAILURE TO PROVIDE NOTICE.**

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

2 **Section 1.** A new Section 4202.1 is hereby *added* to Title 4 GCA to
3 read:

4 **“§4202.1. Duty to Report Criminal Charges or**
5 **Conviction.** An employee in the classified service who is charged by

1 indictment, information or magistrate’s complaint with any crime in
2 any court or who is convicted of a crime in any court *except* Traffic
3 Court shall provide the head of the department or agency employing
4 the employee with written notice of the charges or the conviction
5 within seventy-two (72) hours thereof.”

6 **Section 2.** A new Section 4202.2 is hereby *added* to Title 4 GCA to
7 read:

8 **“§4202.2. Failure to Report Criminal Charges or Conviction.**

9 (a) Failure to provide the notice required by Title 4 GCA
10 §4202.1 is grounds for a separate Adverse Action.

11 (b) The sixty (60) day limitation imposed by Title 4 GCA
12 §4406 commences when the employee gives notice of the charges or
13 conviction of a crime to the head of the department or agency as
14 required by Title 4 GCA §4202.1.”

15 **Section 3. Effective Date.** This Act shall take effect thirty (30)
16 days after its enactment. *I Maga’lahen Guâhan* shall, prior to the effective
17 date of this Act, provide a public notice of the contents of Sections 1 and 2.