



GUAM ETHICS COMMISSION
Kumisión i Ginihan Areklamenton Guåhan

RESOLUTION No. 2023 – 002

COMMISSIONERS

Christopher A. Cruz
Chairman

Margaret E.R. Tyquiengco
Vice-Chairperson

Marilyn R. Borja

Robert S. Jack, MD

Daphne May N. Leon Guerrero

Shannon J. Murphy

RELATIVE TO APPROVING THE PAY ADJUSTMENT FOR EMPLOYEES UNDER THE ADJUSTED GENERAL PAY PLAN OF 2023.

WHEREAS, the Guam Ethics Commission was established in Chapter 15, Title 4 Guam Code Annotated, primarily to adjudicate complaints filed against elected officers, appointed officers, and public employees of the Government of Guam for violating the Ethical Code of Conduct; and

WHEREAS, in May 2021, members of the 36th Guam Legislature heard and debated Bill 85-36, relative to affirming the independence and autonomy of the Guam Ethics Commission. The bill passed unanimously by the body and was later enacted as Public Law 36-28 by Governor Lou Leon Guerrero; and

WHEREAS, in January 2022, when setting its annual strategic goals, the Commission found that it desired to establish a new series of technical and professional positions in the classified service of the government of Guam to meet its statutory mandates; and

WHEREAS, in January 2023, the Commission adopted Resolution 2023-001 relative to establishing the Ethics Investigator and Compliance Officer position series initiating the timeline to file these positions with the legislature prior to recruitment; and

WHEREAS, pursuant to §15407(a) of Chapter 15, Title 4, Guam Code Annotated the Commission recruited its employees through a merit-based system and the approved adjusted general pay plan is consistent with the Commission's plan to establish its employees in the classified service to the extent practicable; and

WHEREAS, the Commission now intends to apply the adjusted General Pay Plan of 2023 to its employees currently within the same pay plan and is acting under the advice of counsel who agrees with the governor's comments when enacting Public Law 37-03; and

WHEREAS, this action is to affirm the protections of the merit based recruited positions and shall ensure pay parity between the employees of the Guam Ethics Commission and the broader government of Guam; now therefore be it

RESOLVED, the Commission affirms through majority vote of members present at a publicly announced/open meeting, its adoption of Resolution 2023-002, formally approving the pay adjustment to its employees under the General Pay Plan by applying the new compensation levels approved in the adjusted General Pay Plan of 2023 effective April 28, 2023; and be it further

RESOLVED, the Commission directs its Executive Director to implement the adjusted General Pay Plan of 2023 as authorized by Public Law 37-03 and as implemented through DOA Circular 2023-016; and be it further

RESOLVED, that Chairperson of the Guam Ethics Commission certify and attest to the adoption hereof, and that copies of same be transmitted to Mr. Edward M. Birn, Director of the Department of Administration.

PASSED AND ADOPTED BY THE GUAM ETHICS COMMISSION THIS 28TH DAY OF APRIL 2023

CHRISTOPHER A. CRUZ
CHAIRMAN, GUAM ETHICS COMMISSION

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