I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

FILE COPY

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Bill No. 111 (EC), "AN ACT TO *ADD* A NEW PARAGRAPH (f) TO §10103 OF TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO EXTENDING THE RIGHT OF INSPECTION OF PUBLIC DOCUMENTS TO RESUMES AND APPLICATIONS FILED IN RESPONSE TO GOVERNMENT RECRUITMENT,"** was on the 20th day of December, 2007, duly and regularly passed.

Edward J.B. Calvo
Acting Speaker

Attested:

Ray Tenorio
Senator and Secretary of the Legislature

This Act was received by *I Maga'lahen Guåhan* this 21 day of Dec, 2007, at 1150 o'clock A.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

Bill No. 111 (EC)
As amended on the Floor.

Introduced by: J. A. Lujan
Frank F. Blas, Jr.
James V. Espaldon
Edward J.B. Calvo
Mark Forbes
Judith Paulette Guthertz
Frank T. Ishizaki
Tina Rose Muña Barnes
A. B. Palacios, Sr.
v. c. pangelinan
R. J. Respicio
David L.G. Shimizu
Ray Tenorio
J. T. Won Pat

AN ACT TO *ADD* A NEW PARAGRAPH (f) TO §10103 OF TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO EXTENDING THE RIGHT OF INSPECTION OF PUBLIC DOCUMENTS TO RESUMES AND APPLICATIONS FILED IN RESPONSE TO GOVERNMENT RECRUITMENT.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new Paragraph (f) is *added* to §10103 of Title 5 Guam Code Annotated to read:

"(f) While §10104 (a)(2) and §10108(c) of this Title recognize the confidentiality of personnel files, application materials from persons seeking employment are *not* personnel files, but are submitted to public offices for consideration on their merits. There is a public interest in ensuring transparency and accountability in the competitive selection process for qualified pubic servants, whether to fill positions not subject to the merit

process in the unclassified service *or* executive positions for which educational, technical and/or professional experience qualifications are specified, and, upon appointment, directly *or* indirectly by *I Maga'lahi* (the Governor) *or* directly by a Board *or* Commission. Applicant resumes and completed standard application forms tendered for consideration to fill government positions are hereby deemed public records, and all information on applicant qualifications *shall* be made available for public inspection during the period prior to the actual selection. Personal information normally exempted from disclosure, such as social security and telephone numbers, *shall* be redacted prior to release. Names may be redacted when the applicant affirmatively indicates on the form that his current employer may *not* be contacted."