Guam Legislature Clerks <clerks@guamlegislature.org>

Messages and Communications

1 message

Speaker's Office <speaker@guamlegislature.org> Fri, Oct 30, 2020 at 11:43 AM
To: Clerks Office <clerks@guamlegislature.org>
Cc: Rennae Meno <rennae@guamlegislature.org>

10/30/20	11:21 AM	10/30/20	FY2020 Reporting Requirements for the Temporary Employment of Retired Attorneys.	Office of the Attorney General of Guam	35GL-20-2376

Sinseru yan Minagåhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
I Mina'trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org

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Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.

OAG-FY2020 Reporting Requirements for the Temporary Employment of Retired Attorneys.pdf
1525K

Office of the Attorney General of Guam

590 S. Marine Corps Drive, Suite 901 ♦ Tamuning, GU 96913
671.475.3324 extension 5015 ♦ Fax 671.477-4703 ♦ Email ag@oagguam.org

Hon. Leevin Taitano Camacho
Attorney General of Guam

October 30, 2020

35GL-20-2376
Speaker Tina Rose Muña Barnes

OCT 30 2020
Time 11:21 AM ( )PM
Received By: Matt

Honorable Tina Muña Barnes
Speaker
I Mina'trentai Singko na Lehislaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtna, Guam 96910
speaker@guamlegislature.org

Re: FY2020 OAG Reporting Requirements for the Temporary Employment of Retired Attorneys

Håfa Ådai Madam Speaker:

Pursuant to Public Law 35-36, Chapter XII, Section 19, attached is the FY2020 October 30, 2020 report for the Temporary Employment of Retired Attorneys for the Office of the Attorney General.

If you have any questions, please contact Chief of Staff Rebecca MP Copper at (671) 475-3324 ext. 5221.

Sincerely,

Leevin Taitano Camacho
Attorney General

Attachments

Office of the Attorney General FY2020, October 30, 2020, Report – Temporary Employment of Retired Attorneys Pursuant to Public Law 35-36, Chapter XII, Section 19

Count	Attorney	Position	Start	End	Per Annum	Cost	Nature of Hiring
1	Aglubat, Pablo	Attorney Level 4-3; Child Support Enforcement Division	Jan. 21, 2020	Contracted until Sep. 30, 2020	$81,294.00 $39.08 hourly rate	01/21/2020-09/30/2020: $53,523.52	See attached memo December 6, 2019 from Deputy AG Andrew Perez to AG Camacho, re Attorney shortage in Child Support Enforcement Division.
2	Tydingco, Phillip	Attorney Level 4-5; Solicitor Division (DOL)	Jun. 29, 2020	Contracted until Sep. 30, 2020	$89,057.00 $42.82 hourly rate	06/29/2020-09/30/2020: $18,840.80	See attached memo dated June 2, 2020 from Chief Deputy AG Shannon Taitano to AG Camacho, re Attorney shortages in Litigation and Solicitor divisions.
3	Rons, Roberta	Attorney Level 4-5; Litigation Division (GEPA, DPW)	Jul. 07, 2020	Contracted until Sep. 30, 2020	$89,057.00 $42.82 hourly rate	07/07/2020-09/30/2020: $1,124.04	See attached memo dated June 2, 2020 from Chief Deputy AG Shannon Taitano to AG Camacho, re Attorney shortages in Litigation and Solicitor divisions.

Office of the Attorney General FY2020, October 30, 2020, Report – Temporary Employment of Retired Attorneys Pursuant to Public Law 35-36, Chapter XII, Section 19

Count	Attorney	Position	Start	End	Per Annum	Cost	Nature of Hiring
4	Orcutt, Kenneth	Attorney Level 4-5; Litigation Division (GSWA)	Jul. 07, 2020	Contracted until Sep. 30, 2020	$89,057.00 $42.82 hourly rate	07/07/2020-09/30/2020: $96.35	See attached memo dated June 2, 2020 from Chief Deputy AG Shannon Taitano to AG Camacho, re Attorney shortages in Litigation and Solicitor divisions.

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

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

This is to certify that **Bill No. 186-35 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2020, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS,"** was on the 31st day of August 2019, duly and regularly passed.

Tina Rose Muña Barnes
Speaker

Attested:

Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 31 day of August, 2019, at 11:35 o'clock P .M.

Assistant Staff Officer
Maga'håga's Office

Cont of: P03 CC Chg 562

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 9/4/2019

Public Law No. 35-36

(b) comparison of year-to-date revenues and expenditures for the preceding month contrasted with the same period for the prior fiscal year;

(c) comparison of adopted revenues allocated for the preceding month contrasted with the actual revenues collected for the month;

(d) comparison of quarterly adopted revenues allocated for the preceding quarter contrasted with actual quarterly revenues collected;

(e) comparison of year-to-date adopted revenues contrasted with actual year-to-date revenues collected; and

(f) comparison of adopted revenues for the fiscal year contrasted with actual year-to-date revenues collected plus the remaining projected revenues to be collected for the remainder of the fiscal year.

Section 19. Temporary Employment of Retired Attorneys. The Office of the Attorney General (OAG), the Unified Judiciary, the Public Defender Service Corporation, and the Alternate Public Defender may hire retired government of Guam attorneys on a full or part-time basis when a critical need arises. These entities may exercise this hiring authority for attorneys, provided the authorized budget for personnel of the entity is not exceeded. Said retirees may be hired up to Step 5 of the Attorney 4 pay scale and *shall not* receive sick and annual leave. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. Such employment *shall not* close vacancies to qualified applicants. Each entity *shall* report to *I Liheslaturan Guåhan* on July 1, 2020, and again thirty (30) days after the end of the fiscal year, the number of retired employees hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

Section 20. Payment of Civil Service Commission Settlements. Any obligations of back pay owed to compensate employees by a judgment or by a

Office of the Attorney General of Guam

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Hon. Leevin Taitano Camacho
Attorney General of Guam

June 2, 2020

MEMORANDUM

TO: Honorable Leevin Taitano Camacho
Attorney General of Guam

FROM: Chief Deputy Attorney General

SUBJECT: Vacancies and Shortages

I am writing to request your assistance in filling vacancies and shortages in the Litigation and Solicitor divisions.

Currently, Litigation has 3 attorneys (not including the Deputy Attorney General). One of the three attorneys is on military assignment for another year. Litigation presently has three attorneys working directly on numerous cases with one of the three also assigned to handle criminal appeals.

Solicitor has 10 attorneys (not including the Deputy Attorney General). Three of the 10 attorneys are dedicated to specific agencies. Of the remaining seven attorneys, one attorney handles employment matters, three attorneys handle numerous government procurements, and three attorneys are assigned all legal requests from line and autonomous agencies as well as requests for legal opinions from the governor and senators. PAG, GSWA, DOL, DPHSS, DRT, GPD and GRTA have requested dedicated attorneys from our office.

The shortage of attorneys: 1) substantially increased the current workload of the attorneys, 2) which could potentially impact the quality of work, and 3) reduce the ability for more affirmative litigation or 4) delay response time for less urgent matters. Furthermore, we received an influx of emerging legal issues related to Novel Coronavirus (COVID-19) that require more time and immediate attention to properly address.

ADM2020031045

Therefore, I am requesting your consideration to allow Litigation or Solicitors to hire limited-term attorneys to assist the divisions until the divisions fill these vacancies or the workload becomes more manageable for the attorneys to adequately sustain legal services to our clients. *Si Yu'us Ma'*ase.

[✓] Approved [ ] Disapproved

Leevin Taitano Camacho, Attorney General

Date: 6/2/20

Office of the Attorney General of Guam
RECEIVED

Office of the Attorney General of Guam

590 S. Marine Corps Drive, Suite 901 ♦ Tamuning, GU 96913
Phone 671.475.3324 ext. 5015 ♦ Fax 671.477-4703 ♦ Email law@guamag.org

Hon. Leevin Taitano Camacho
Attorney General of Guam

December 6, 2019

MEMORANDUM

TO: Honorable Leevin Taitano Camacho
Attorney General of Guam

FROM: Andrew T. Perez
Deputy Attorney General IV-D Director

SUBJECT: Vacancies and Shortages
Child Support Enforcement Division

I am writing to request your assistance in filling vacancies and shortages in the legal/attorney division of the Child Support Enforcement Division (CSED). Currently, CSED has a total of eight attorney positions (not including the Deputy Attorney General/IV-D Director). CSED presently has six attorneys working directly with cases.

Since June 2019, there have been two attorney vacancies in CSED. Subsequently, CSED has been attempting to hire attorneys. However, CSED only received one application for an attorney position. CSED interviewed and offered the job to the applicant, but the applicant declined the offer. Since that time, CSED has not received any new applicants for an attorney position. Also, an immediate and unexpected event has led to one of our current attorneys to be on leave indefinitely, which places the shortage of attorneys to three.

The shortage of attorneys: 1) slows down the disposition of child support cases, 2) increases the current CSED attorneys' workload, and 3) adversely affects the measures used to determine federal grant funding. Therefore, I am requesting your consideration to allow CSED to hire a limited-term attorney to assist the division until CSED fills these vacancies. *Si Yu'us Ma'åse.*

ANDREW T. PEREZ

[✓] Approved [ ] Disapproved

Leevin Taitano Camacho, Attorney General

Date: 12/6/19

Aom20192876

RECEIVED 12/6/19
OFFICE OF THE ATTORNEY GENERAL
ADMINISTRATION
2358