

GOVERNMENT OF GUAM
OFFICE OF THE GOVERNOR
AGANA, GUAM

EXECUTIVE ORDER NO. ~~79-28~~

AMENDING THE RULES AND REGULATIONS IMPLEMENTING CHAPTER VII,
TITLE V OF THE GOVERNMENT OF GUAM CODE, RELATING TO THE PUBLIC
EMPLOYEE-MANAGEMENT RELATIONS ACT OF GUAM.

BY VIRTUE of the authority vested in me by the Organic Act and
statutes of the Territory of Guam, the Rules and Regulations implementing
the Public Employee-Management Relations Act as amended by Executive
Order 79-17 (issued by the Governor of Guam on August 22, 1979), are
hereby further amended as follows:

- (1) The following provisions of Article VI (D) of said Rules
and Regulations is deleted in its entirety:

"7. No bargaining unit having less than twenty (20)
members will be considered an appropriate unit
under Public Law 9-240."

- (2) The provisions of Article IX (A)(2) is hereby deleted
in its entirety and in its place the following added:

2. After the tally required in Article IX A 1 has
been made, certify the election results in writing
to the Governor and to each employee organization
which was represented on the ballot. Such certi-
fication shall also be published at least once
in a newspaper of general circulation in the Territory
of Guam and be posted on the bulletin boards of
the department or agency involved.

- a. If the certified election results indicate
an employee organization received a majority
of the votes cast, the Governor shall:

- (1) Notify the employee organization in
writing that it has been granted exclusive
recognition and identify the unit for

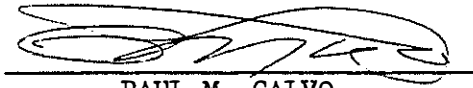
which it has been granted.

- b. If the certified election results indicate no employee organization received a majority of the votes cast and at least two (2) employee organizations were seeking recognition as exclusive bargaining agent, then the Director shall conduct a run-off election after eliminating any ballot choice which received less than 15 per cent of the total vote cast.

- c. If the certified election results indicate that in an election in which the ballot choices were limited to only one employee organization or no organization, and the employee organization failed to obtain a majority, the results shall be conclusive, unless the employee organization shall have some valid matter for appeal, and the Director shall take no further action after certifying the election results as provided in Article IX A 2.

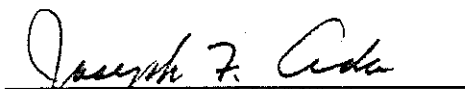
The amendments made by the Order shall become effective immediately.

Dated this 5th day of December, 1979.



PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:



JOSEPH F. ADA
Lt. Governor of Guam