



TERRITORY OF GUAM
OFFICE OF THE GOVERNOR
AGAÑA, GUAM 96910
U. S. A.

EXECUTIVE ORDER NO. 97-04

RELATIVE TO EXEMPTIONS FROM EXECUTIVE ORDER NO. 95-11 FOR POLICE SERGEANT I AND POLICE SERGEANT II POSITIONS OF THE GUAM POLICE DEPARTMENT, CORRECTIONS SUPERVISOR I AND CORRECTIONS SUPERVISOR II POSITIONS OF THE DEPARTMENT OF CORRECTIONS, AND CUSTOMS SUPERVISOR POSITIONS OF THE GUAM CUSTOMS AND QUARANTINE AGENCY.

WHEREAS, Executive Order No. 95-11 prevents payment of overtime compensation to all those employees of the Executive Branch who occupy executive, administrative, or professional positions, and those positions are enumerated in that executive order as listed under the Fair Labor Standards Act; and

WHEREAS, the community is experiencing many senseless acts of violence, and we must concentrate our resources and efforts towards curbing the occurrence and effects of crime on our island before the costs to our island in lives, personal wellbeing, and the security of property is further jeopardized; and

WHEREAS, much of this violence and insecurity of our people is fueled by the twisted and greedy world of illegal drugs, which have made very sad and serious inroads into the quality of life of our people on our island; and

WHEREAS, the territory is currently short of police officers, corrections officers, and customs officers, and many officers are needed to work overtime and yet are occupying positions enumerated in Executive Order No. 95-11 as being executive, administrative, or professional and are prevented from receiving overtime compensation for their extra efforts, which are on an ongoing basis and not occasional or intermittent; and

WHEREAS, at the present time there is an urgent priority one need for all available police, corrections, and customs officers to maximize their efforts and efficiency, as authorized by the Chief of Police, Director of Corrections, and Director of Guam Customs and Quarantine Agency, to curb the current problems we are experiencing in regard to public safety, especially in the interim time period when the Guam Police Department is waiting for new students to be trained as Police Officers; and

WHEREAS, the lower echelon of persons occupying supervisory positions of similar responsibility across the Three (3) departments of Police, Corrections, and Customs frequently perform the daily ongoing duties needed on a Twenty-four (24) hour basis to strengthen our law enforcement efforts;

NOW, THEREFORE, I, CARL T. C. GUTIERREZ, Governor of Guam, by virtue of the authority vested in me by the Organic Act, do order:

1. Persons occupying the position of **Police Sergeant I** and **Police Sergeant II** in the Guam Police Department are exempt from the provisions of Executive Order No. 95-11 prohibiting overtime payment for these positions.

Executive Order No. 97-02
EO97-04
Exemption from EO95-11 for
first line supervisors of
GPD, Corrections, Customs
Page -2-



2. Persons occupying the positions of **Corrections Supervisor I** and **Corrections Supervisor II** in the Department of Corrections are exempt from the provisions of Executive Order No. 95-11 prohibiting overtime payment for these positions.

3. Persons occupying the position of **Customs Supervisor** in the Guam Customs and Quarantine Agency are exempt from the provisions of Executive Order No. 95-11 prohibiting overtime payment for this position.

4. The overtime authorized by this Executive Order must be reviewed and approved in the best interests of the territory by the Chief of Police for Police Sergeant I and Police Sergeant II positions, by the Director of Corrections for Corrections Supervisor I and Corrections Supervisor II positions, and by the Director of Guam Customs and Quarantine Agency for Customs Supervisory positions.

SIGNED AND PROMULGATED at Agana, Guam this 21st day of February, 1997.

Handwritten signature of Carl T. C. Gutierrez.

CARL T. C. GUTIERREZ
Governor of Guam

COUNTERSIGNED:

Handwritten signature of Madeleine Z. Bordallo.

MADELEINE Z. BORDALLO
Lieutenant Governor of Guam