BEFORE THE 2020 JUDICIAL COUNCIL OF GUAM

RESOLUTION NO. 20-028

RELATIVE TO SALARIES OF UNCLASSIFIED EMPLOYEES

WHEREAS, pursuant to 7 GCA § 5102(d), the Judicial Council is authorized to set salaries of non-judicial, unclassified employees of the Judicial Branch consistent with the Guam Competitive Wage Act of 2014; and

WHEREAS, on October 19, 2017, the Judicial Council adopted Judicial Council Resolution JC17-024, *Relative to Adjusting Judicial Officer Salaries*, which set the annual salary for the position of Judge of the Superior Court (other than the Presiding Judge) at $139,777; and

WHEREAS, 7 GCA § 4401(b)(8) provides that "[a] magistrate shall . . . receive a salary *no greater than* ninety percent (90%) of a Judge who is *not* the Presiding Judge." (emphasis in original); and

WHEREAS, under the aforementioned JC17-024 and 7 GCA § 4401(b)(8), Magistrate Judges of the Superior Court currently earn a salary of $125,799; and

WHEREAS, on July 17, 2014, the Judicial Council in Resolution No. JC14-016 adopted the pay scales and salary increases included in the Competitive Wage Act of 2014 for classified and unclassified, non-law enforcement employees of the Judiciary; and

WHEREAS, the current staffing pattern allows unclassified non-Judicial Officers to continuously receive salary increments and ultimately earn salaries higher than those earned by Judicial Officers;

NOW, THEREFORE, BE IT RESOLVED that salary increases or increments for any unclassified employee shall be frozen if such an increase or increment would result in the unclassified employee's salary being an amount greater than the lowest salary earned by any Judicial Officer.

BE IT FURTHER RESOLVED, that if the lowest salary earned by any Judicial Officer is increased, the increase or increment to an unclassified employee's salary affected by the freeze herein shall be adjusted accordingly at such time with no retroactive pay.

DULY ADOPTED this 17th day of September, 2020 at a duly noticed meeting of the Judicial Council of Guam.

F. PHILIP CARBULLIDO, Chairman

Dated: SEPTEMBER 17, 2020

ATTEST:

Petrina M. Ula, Executive Secretary

Dated: SEPTEMBER 17, 2020