

## **CHAPTER 1**

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**§1101. Official Publication.** This Title is a part of the Guam Administrative Rules and Regulations. The Guam Administrative Rules and Regulations, as supplemented, is an official publication of the Compiler of Laws. It contains regulations of Guam governmental agencies which have been filed with the Legislative Secretary pursuant to the Administrative Adjudication Law (5 GCA Chapter 9).

**SOURCE:** Authority for this publication is found in 5 GCA Chapter 9.

**§1102. History.** The Guam Administrative Rules and Regulations (GAR) make the existing body of regulations readily available to the public. The first provision in Guam for the central filing of administrative regulations and for their compilation and publication was made by Public Law 9-69 (7/7/1967) and codified into Government Code sections 24200-24207. The statute, which took effect on July 8, 1968, required all agencies to compile their regulations, including all rules not in effect, and to file a certified copy of each rule with the Secretary of Guam (the equivalent to Lt. Governor). Each rule was to become effective upon filing unless a later date was required by law or specified in the rule.

The duties of the Secretary of Guam (now the Lt. Governor) were transferred to the Guam Legislature by P.L. 12-

41 (Govt. Code I24201(1)24202) effective September 17, 1973, The Legislative Secretary was charged with the continuing duty of compilation, indexing and publication of these regulations. The first such publication was made in 1975.

These duties were once again transferred by Public Law 15-115 (Govt. Code §24203) to the Compiler of Laws, now a part of the Attorney General's Office. The Administrative Adjudication Law is now found in 5 GCA Chapter 9.

**§1103. Availability.** The Guam Administrative Rules and Regulations (GAR) are provided by the Compiler of Laws [Office of the Attorney General, Judicial Center 2-200E, 120 W. O'Brien Dr., Hagåtña, Guam 96910] in eight soft bound volumes and on the internet. The rules are currently updated only to 1997 due to a lack of funding thereafter. The Procurement Regulations and Accountancy Rules are current as of March 2004, **but you should verify the currency of all other rules with the adopting agency.**

**§1104. How to Cite.** Cite by Title, "GAR", Division and Section number. 2 GAR 4-§11108 refers to section 11108 of the Procurement Regulations

**§1105. How to File.** Since there are no supplemental bulletins, refer to the soft cover volumes and to the internet cite - [www.guamattorneygeneral.com](http://www.guamattorneygeneral.com) .

**§1106. How to Use.** (a) Finding the regulations: The Guam Administrative Rules and Regulations are arranged by subject. Twenty-five (25) major parts, each indicated as a title, bring together regulations on related subjects. Within each title, in descending order come chapter, subchapter, part and section. In some titles there are also divisions. Each title is independently numbered. The first section in Title 1 is

numbered "1101". The sections, thereafter, run consecutively through the end of each titles except that gaps may be left for expansion. A new title will begin §1100, or §1000, or §1101, similar to the Guam Code Annotated. Page numbers also run consecutively throughout the entire publication except where decimals are shown indicating material added to the original complete publication.

(1) If you know the name of the agency whose regulations you wish to find, consult Table 1, Alphabetical Index of Agencies. It will show you the title in which the regulations of that agency are printed and the section and page with which they begin.

(2) If you know only the general subject concerning which you desire information, consult the Summary of Contents, Title and Chapter Headings for the Guam Administrative Rules and Regulations. It will show you the general subject matter contained in each title. By noting the list of chapters and Subchapter, you will find the name of an agency whose regulations are likely to contain the desired material.

(3) Having found the appropriate title and chapter, consult the analysis which appears at the beginning of the title or chapter to find the number of the subchapter or section for which you are looking. The analysis contains first a list of chapters and then a detailed analysis containing subchapter and section numbers.

**(b) Finding the citation of the rule-making authority:**  
The blanket statutory authority of each administrative agency to make rules and regulations, as well as any presently existing additional authority for making specific rules and regulations is given at the beginning of each chapter and division designation

concerning the agency. The additional authority for making specific rules and regulations may also be cited at the end of the section to which such authority specifically applies.

(c) **Title crossovers:** Where rules and regulations make up an important part of more than one subject matter title designation, they are listed in all concerned titles within the Summary of Contents. Upon turning to the appropriate section number, an explanation of why it was included and where the text of the rules can be found will be given. Generally, the agency and its rules and regulations are listed under the subject matter title which they primarily concern.

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