

**BEFORE THE 2005 JUDICIAL COUNCIL OF GUAM
RESOLUTION NO. JC 05-007**

**RELATIVE TO RATIFYING THE ADOPTION OF STANDARDS WHICH SHALL BE
UTILIZED TO ASSESS THE IMPRACTICABILITY OF INCLUDING PARTICULAR
JUDICIARY POSITIONS IN THE CLASSIFIED SERVICE**

WHEREAS, all employees of the Judiciary must be included in the classified service of the government of Guam to the extent practicable, and

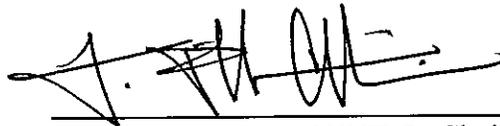
WHEREAS, the Administrator of the Courts, through the Human Resources Division, presented its recommendations to the Judicial Council of Guam during Executive Session of its regularly noticed meeting of September 30, 2005, regarding the adoption of four separate and distinct standards with which the Judiciary would assess and determine the impracticability of including particular positions in the classified service of the government of Guam and if a determination is made that such is impracticable the particular position shall be deemed unclassified, a copy of which standards is attached hereto as Exhibit A and incorporated herein by this reference; and

WHEREAS, the Judicial Council upon oral motion approved the adoption of such four standards for the recommended purpose by vote of its members;

WHEREAS, it is advisable that the action of the Judicial Council be through a duly adopted written resolution;

NOW THEREFORE BE IT RESOLVED, that the Judicial Council's adoption of the standards articulated in Exhibit A hereto to be utilized by the Administrator of the Courts, with the assistance of the Human Resources Division, to determine the impracticability of including particular positions in the classified service of the government of Guam and if a determination is made that such is impracticable the particular position shall be deemed unclassified, is **HEREBY RATIFIED**.

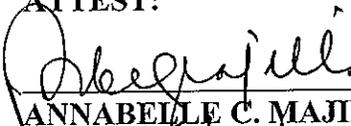
DULY ADOPTED this 16th day of November, 2005 at a duly noticed meeting of the Judicial Council of Guam.



F. PHILIP CARBULLIDO, Chairman

Dated: 11/18/05

ATTEST:



ANNABELLE C. MAJILLO, Secretary

Dated: 11/18/05

EXHIBIT A

The following four (4) standards, as adopted by the Judicial Council, shall be utilized in making a determination of whether it is impracticable to include a specific position in the classified service of the government of Guam.

STANDARD 1

- POSITIONS OF CONFIDENTIAL OR FIDUCIARY NATURE.

STANDARD 2

- POLICY-MAKING OR POLICY-FORMULATING POSITIONS (TOP OR EXECUTIVE MANAGEMENT POSITIONS).

STANDARD 3

- TEMPORARY POSITIONS OR SEASONAL EMPLOYEES.

STANDARD 4

- PROFESSIONAL TECHNICAL SERVICES POSITIONS FOR WHICH EITHER SKILLS OR QUALIFICATIONS NOT POSSESSED BY GUAM'S LABOR MARKET OR RESIDENTS OF GUAM AVAILABLE FOR HIRE AND FOR WHICH THE POSITION IS TO BE FILLED BY CONTRACTUAL TERMS; OR THOSE PROFESSIONAL TECHNICAL SERVICES POSITIONS LISTED AND RECOGNIZED UNDER THE UNITED STATES DEPARTMENT OF LABOR'S OCCUPATIONAL LISTING.