






I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
298-38 (COR)	Sabina Flores Perez Therese M. Terlaje Chris Barnett Telo T. Taitague Shelly V. Calvo	AN ACT TO ADD A NEW § 5150.1 TO SUB ARTICLE F OF ARTICLE 2, CHAPTER 5, TITLE 5 GUAM CODE ANNOTATED RELATIVE TO ESTABLISHING REASONABLE TIMELINES FOR THE LEGAL REVIEW OF PROCUREMENT SOLICITATIONS.	3/31/26 8:00 a.m.						

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2026 (SECOND) Regular Session

Bill No. 298 -38 (COR)

Introduced by:

Sabina Flores Perez 
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Chris Barnett 
Telo T. Taitague 
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AN ACT TO *ADD* A NEW § 5150.1 TO SUB ARTICLE F OF ARTICLE 2, CHAPTER 5, TITLE 5 GUAM CODE ANNOTATED RELATIVE TO ESTABLISHING REASONABLE TIMELINES FOR THE LEGAL REVIEW OF PROCUREMENT SOLICITATIONS.

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that public procurement must be conducted in a manner that is fair, competitive,
4 transparent, and timely to ensure responsible stewardship of public funds and equal
5 opportunity for qualified vendors. Title 5 Guam Code Annotated, § 5150 establishes
6 the Attorney General's role as legal advisor in significant procurements and requires
7 approval of contracts for form and legality prior to execution. However, current law
8 does not establish timelines for the review of procurement solicitation documents,
9 which can result in uncertainty and delay in the issuance of Invitations for Bids,
10 Requests for Proposals, and Requests for Qualifications.

11 *I Liheslatura* further finds that establishing reasonable timelines for advisory
12 legal review of solicitation documents promotes certainty, accountability, and

1 administrative efficiency, while preserving the Attorney General’s independent
2 authority to advise agencies during the procurement process and to approve contracts
3 prior to execution. Clear timelines help ensure that procurement processes proceed
4 in an orderly manner and that competition is not unnecessarily constrained by
5 procedural uncertainty.

6 It is therefore the intent of the *I Liheslatura* to clarify the procedural
7 framework governing the timing of legal review for procurement solicitations
8 associated with large-value procurements, without altering or diminishing the
9 Attorney General’s statutory authority under § 5150. This Act is intended to improve
10 procurement efficiency, maintain legal oversight, and promote fair and competitive
11 procurement practices in the best interests of the people of Guam.

12 **Section 2.** A new § 5150.1 is hereby *added* to SubArticle F of Article 2,
13 Chapter 5, Division 1, Title 5, Guam Code Annotated to read as follows:

14 **“§ 5150.1. Timelines for Legal Review of Procurement Solicitations.**

15 (a) For any procurement estimated to result in an award of Five Hundred
16 Thousand Dollars (\$500,000) or more pursuant to § 5150 of this Chapter or when a
17 procuring agency requests legal review by the Attorney General or his designee of
18 solicitation document, including but not limited to an Invitation for Bids (IFB),
19 Request for Proposals (RFP), Request for Qualifications (RFQ), or a Memoranda of
20 Agreement, the Attorney General or designee shall provide written comments or
21 recommendations within fifteen (15) working days of receipt of a complete review
22 package, as determined by the Attorney General or designee consistent with
23 prescribed forms and format pursuant to § 5150 of this Chapter.

24 (b) The Attorney General or designee may once, request additional
25 information or revisions within the initial review period. Upon receipt of the material
26 requested, the Attorney General or designee shall provide written comments or
27 recommendations within ten (10) working days.

1 (c) Any extension beyond the timeframes provided in this Section shall
2 require a written notice to the procuring agency stating the specific legal reasons
3 necessitating additional time, and in no event shall the total review period exceed
4 thirty (30) working days from receipt of a complete review package.

5 (d) Failure of the Attorney General or designee to provide comments or
6 recommendations within the time prescribed in this Section shall not be deemed
7 approval or disapproval of the solicitation. Upon expiration of the applicable review
8 period, the procuring agency may proceed with issuance of the solicitation, subject
9 to the Attorney General’s continuing authority pursuant to § 5150 of this Chapter to
10 act as legal advisor during the procurement process and to approve contracts for form
11 and legality prior to execution. Proceeding pursuant to this subsection shall not, by
12 itself, constitute a violation of this Chapter.

13 (e) Nothing in this Section shall be construed to limit the Attorney General’s
14 statutory authority pursuant to § 5150 of this Chapter.”

15 **Section 3. Severability.** If any provision of this Act or its application
16 to any person or circumstance is found to be invalid or inorganic, such invalidity
17 shall not affect other provisions or applications of this Act that can be given effect
18 without the invalid provision or application, and to this end the provisions of this
19 Act are severable.

20 **Section 4. Enactment Date.** This Act shall be effective upon enactment.