







I Mina'trentai Siette 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
250-37 (LS)	Christopher M. Dueñas Chris Barnett Frank Blas, Jr. Thomas J. Fisher Dwayne T.D. San Nicolas Jesse A. Lujan	AN ACT TO <i>ADD</i> A NEW CHAPTER 94, TITLE 9, GUAM CODE ANNOTATED RELATIVE TO ESTABLISHING AND CODIFYING A MULTI AGENCY UNIFIED LAW ENFORCEMENT GROUP KNOWN IN THIS ACT AS "MAULEG" FOR THE PURPOSES OF SUPPRESSING THE IMPORTATION, DISTRIBUTION, AND SELLING OF NARCOTICS AND ILLICIT DRUGS ON GUAM.	2/19/24 4:46 p.m.				4/8/24		Referred Version 5/6/24

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2024 (SECOND) Regular Session

Bill No. 250-37 (LS)

Introduced by:

Christopher M. Dueñas 
Chris Barnett 
Frank Blas, Jr. 
Thomas J. Fisher 
Dwayne T.D. San Nicolas 
Jesse A. Lujan 

**AN ACT TO *ADD* A NEW CHAPTER 94, TITLE 9, GUAM
CODE ANNOTATED RELATIVE TO ESTABLISHING
AND CODIFYING A MULTI AGENCY UNIFIED LAW
ENFORCEMENT GROUP KNOWN IN THIS ACT AS
“MAULEG” FOR THE PURPOSES OF SUPPRESSING
THE IMPORTATION, DISTRIBUTION, AND SELLING
OF NARCOTICS AND ILLICIT DRUGS ON GUAM.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that trafficking narcotics and illicit drugs exists in Guam and such illegal activity has
4 a substantial effect on the health and general welfare of the people of Guam.
5 Narcotics and illicit drugs have consistently been intercepted in Guam. This shows
6 that there is a continuous demand for consumption which in turn, clearly evidences
7 that an ongoing criminal narcotic enterprise exist in Guam and potentially in the
8 surrounding Micronesia region. The people of Guam will continue to be victimized
9 by these criminal enterprises, more specifically by the importers, distributors and
10 sellers who will at any cost ensure that the narcotic supply and demand is not

1 interrupted; therefore, local law enforcement entities must unite and collaborate to
2 detect, disrupt, and apprehend these criminal offenders.

3 It is incumbent upon the government to unify its law enforcement resources
4 and manpower. *MAULEG* creates a pool of resources capable of providing support
5 and expertise in utilizing critical intelligence, sources of information and
6 covert/undercover operations to determine areas of concerns to develop effective
7 strategies that allow for the identifying of perpetrators, detecting and disrupting the
8 efforts to import, distribute and the sale of narcotics and illicit drugs here in Guam.

9 *I Liheslaturan Guåhan* calls on all Guamanians to take a united stand against
10 the trafficking of narcotics and illicit drugs here in Guam. Through vigilance and
11 collaboration, the Guam Police Department (GPD), joint federal task forces, i.e.
12 Drug Enforcement Agency (DEA) and Alcohol and Tobacco and Firearms (ATF),
13 and Guamanians everywhere can work alongside law enforcement offices to further
14 suppress narcotic and illicit drug activity.

15 Therefore, it is the intent of this legislation to establish and create the *Multi*
16 *Agency Law Enforcement Group (MAULEG)* made up of multi-agency law
17 enforcement personnel to aid in the suppression, importation, distribution and selling
18 of narcotics and illicit drugs in Guam.

19 **Section 2.** A new Chapter 94 is *added* to Title 9, Guam Code Annotated to
20 read as follows:

21 **“Chapter 94**

22 **Multi Agency Unified Law Enforcement Group**

23 **§94100. Mission.**

24 **§94101. Membership.**

25 **§94102. Funding.**

26 **§94103. Establishment of MAULEG.**

- 1 h. Member, Director, Department of Corrections
- 2 i. Member, Superintendent, Parks and Recreation
- 3 j. Member, Director, Department of Youth Affairs
- 4 k. Member, Homeland Security Advisor, Guam Homeland Security
- 5 l. Member, Director, Department of Revenue and Taxation
- 6 m. Member, Director, Department of Agriculture and
- 7 n. Member, Executive Director, Mayor's Council of Guam

8 **§94102. Funding.** MAULEG may solicit, apply to, or accept grants of
9 money or materials or property of any kind from the federal government, the
10 government of Guam, any agency or political subdivision of the government of
11 Guam or any person or business upon the terms and conditions imposed by the
12 grantor. The task force shall establish and collect fees for the services it performs.

13 **§94103. Establishment of MAULEG.**

14 a. MAULEG is hereby established, comprising law enforcement
15 personnel from local law enforcement agencies from the island of Guam, joint
16 federal task forces, and other relevant agencies as deemed necessary to aid in the
17 suppression, the importation, distribution, and selling of narcotics and illicit drugs
18 in Guam.

19 b. MAULEG shall operate with the objective of maintaining the safety
20 and security of the people of Guam through a collaborative, proactive enforcement
21 approach.

22 **§94104. Public Website Creation, Establishment and Administration.**

23 a. As used in this Section:

24 i. Website means the “MAULEG Public Notice Website” created
25 under this Section.

26 b. There is created the “MAULEG Public Notice Website” to be
27 administered by the Office of Technology.

1 c. The website shall provide assistance to the public to find posted *public*
2 warrants for public agencies of the government of Guam, and its political
3 subdivisions, as required under Title 5, Chapter 8, the Open Government Law.

4 d. OTECH shall create the website which shall:

5 i. allow a public agency, or other certified entity, to easily post any
6 public notice information that the public body or other entity is required to
7 post under statute;

8 ii. allow the public to search the public notices by:

9 iii. individual name;

10 iv. date of posting of warrant;

11 v. date of any meeting or deadline included as part of the public
12 notice of the Guam Courts; and

13 vi. any other criteria approved by the MAULEG commission;

14 vii. allow the public to search and view past, archived public notices;

15 viii. allow a person to subscribe to receive updates and notices
16 associated with a public body or a particular type of notice;

17 ix. be easily accessible by the public from the government of Guam
18 and Guam Legislature home pages;

19 x. have a unique and simplified website address;

20 xi. be directly accessible via a link from the main page of the official
21 government website; and

22 xii. include other links, features, or functionality that will assist the
23 public in obtaining and reviewing information in relation to public
24 notices posted on the website, as may be approved by the Department
25 of Administration.

26 e. MAULEG shall be responsible for:

1 i. establishing and maintaining the website, including the provision
2 of equipment, resources, and personnel as is necessary;

3 ii. providing a mechanism for public agencies to have access to the
4 website for the purpose of posting and modifying notices; and

5 iii. maintaining an archive of all notices posted to the website.

6 f. The time period for posting and the content of the public
7 notices posted to the website shall be the responsibility of the public
8 agency or other entity posting the notice. The agency or entity posting
9 or publishing the public notice required under this Section must meet
10 all the requirements for public notice under the Open Government Law.

11 **§94105. Oversight and Coordination.**

12 a. The Chairman, in consultation with both Co-Chairpersons and
13 members of the participating agencies, shall oversee the preparedness, planning, and
14 provisions of the task force.

15 b. The task force shall operate in accordance with the authority vested in
16 the Governor of Guam, as outlined in Section §1422 of the Organic Act of Guam.

17 **§94106. Augmentation of Sworn Officers.**

18 a. The General Manager of GIAA, General Manager of PAG, Director of
19 the Department of Agriculture, and Director of the Department of Parks &
20 Recreation shall identify sworn peace officers from their respective agencies to
21 augment the Guam Police Department.

22 b. The Chief of Police and the identified Directors and General Managers
23 shall meet within thirty-one (31) days of the issuance of this Act to determine the
24 number of sworn peace officers to be assigned to the Guam Police Department.

25 c. Sworn peace officers assigned to the task force shall operate under the
26 Chairman MALEG, he/she who is also the Chief of Police of the Guam Police

1 Department, and adhere to GPD's general orders, standard operating procedures, unit
2 directives, and the laws of Guam.

3 **§94107. Community Collaboration.** *I Liheslaturan Guahån* recognizes
4 the vital role of community collaboration in ensuring public safety and combating
5 narcotic and illicit drug activity within Guam. GPD, in conjunction with MAULEG,
6 shall actively engage with community members and neighborhood watch programs
7 to promote vigilance, awareness, and cooperation in the fight against the trafficking
8 of narcotics and illicit drugs.

9 The Chairman, with the approval of the Vice Chairmen, shall establish
10 guidelines that will enable a designated officer within membership to deputize and
11 direct the assistance of any able-bodied person participating in a recognized
12 neighborhood watch program to aid in maintaining law and order. The neighborhood
13 watch program participants, hereafter referred to as "Deputized Civilians," shall
14 undergo appropriate training and screening processes as determined by the GPD to
15 ensure their suitability for deputization:

16 a. Deputized Civilians shall possess limited law enforcement
17 powers solely for the purpose of assisting MAULEG officers in emergency
18 situations or as directed by law enforcement authorities. These powers shall include
19 but not be limited to:

20 i. Reporting suspicious activities to law enforcement
21 authorities.

22 ii. Assisting in maintaining public order and safety under the
23 direction of MAULEG officers.

24 iii. Providing support in emergency response situations as
25 deemed necessary by law enforcement authorities.

1 b. Deputized Civilians shall be provided with identification and any
2 necessary equipment by the Guam Police Department to clearly indicate their
3 status and authority while engaged in official activities.

4 c. GPD shall establish protocols for the coordination,
5 communication, and oversight of Deputized Civilians' activities to ensure
6 compliance with legal and ethical standards.

7 d. I Liheslaturan Guåhan encourages all Guamanians to actively
8 participate in neighborhood watch programs and support initiatives aimed at
9 enhancing community safety and security.

10 **§94108. Salaries and Benefits.** The respective agencies shall
11 ensure that the salaries and benefits of the affected sworn peace officers are
12 maintained during their temporary reassignment.

13 **§94109. Logistical and Equipment Support.** The government shall
14 provide the sworn officers with emergency and first aid outfits, weapons, motor
15 vehicles, and all other supplies and equipment necessary to carry out the mission of
16 the Department. All such property shall remain the property of the government.
17 When any Department property, supplies or equipment becomes surplus, obsolete,
18 or unused, it shall be disposed of as provided by law. However, if deemed not doable,
19 law enforcement agency directors and General Managers of the participating
20 agencies shall provide necessary logistical, and equipment support to efficiently and
21 effectively carry out the provisions of this Act.

22 **§94110. Training and Supplies.** The Chief of Police shall ensure that all
23 reassigned sworn peace officers receive required training from the Guam Police
24 Department to effectively carry out their duties under this Act.

25 **§94111. Authority and Duration.**

1 a. Sworn law enforcement personnel assigned to MAULEG shall
2 discharge their duties and responsibilities in accordance with relevant sections
3 of the Guam Code Annotated and federal laws.

4 b. GPD uniformed manpower requirements for the jurisdiction of
5 Guam in consideration of size and population is 520 personnel.

6 c. This assignment shall take effect upon “officers on the beat,
7 officers on the street”: If GPD cannot maintain a manning requirement of 364
8 uniformed officers (70% percent) for shift requirements, MAULEG will be
9 immediately activated and remain in effect until recommended to cease by the
10 Chairman, and approved by both Co-Chairmen when the need for
11 augmentation is no longer required.

12 **§94112. Reporting.** MAULEG shall submit reports on its activities and
13 achievements to the Office of the Governor, the Guam Legislature, Office of the
14 Attorney General, and to the people of Guam via written and electronic notice.

15 a. **Timeline for Submission.** MAULEG shall submit its
16 report no later than thirty-one (31) calendar days after the activation of the task force.

17 b. **Content Guidelines.** The report submitted by MAULEG
18 shall include, but not be limited to, the following:

19 i. Overview of activities undertaken during the reporting period.

20 ii. Achievements and milestones reached.

21 iii. Challenges faced and strategies employed to overcome them.

22 iv. Summary of resources utilized, including financial expenditures.

23 v. Statistical data on crime rates, arrests made, and cases solved.

24 vi. Collaborative efforts with other law enforcement agencies or
25 relevant entities.

26 vii. Recommendations for improvements or enhancements in law
27 enforcement strategies.

1 viii. Any other information deemed relevant by MAULEG.

2 **C. Design Guidelines**

3 a. The report submitted by MAULEG shall adhere to the following design
4 guidelines:

5 i. Clarity and comprehensibility for the general public.

6 ii. Use of visual aids such as charts, graphs, and tables to enhance
7 understanding.

8 iii. Accessibility in both written and electronic formats.

9 iv. Compliance with applicable laws and regulations regarding data
10 protection and confidentiality.

11 v. Consistency in formatting and presentation across different sections of
12 the report.

13 **D. Implementation and Enforcement**

14 a. The Office of the Governor, Guam Legislature, and Office of the
15 Attorney General shall ensure compliance with the provisions of this Act.

16 b. Failure to comply with the reporting obligations outlined in this Act
17 may result in penalties as determined by relevant authorities.

18 **§94113. Confidentiality of Records.** Names, photographs, records and
19 police reports compiled under this Act are confidential and exempt from public
20 inspection except:

21 a. as ordered by a court; or

22 b. as required or provided in the ‘Freedom of Information Act’ or
23 ‘Sunshine Act’; or

24 c. as required or provided for under Federal law”

25 **Section 16. Severability.** If any provision of this Act or its application to
26 any person or circumstance is found to be invalid or contrary to law, such invalidity
27 *shall not* affect other provisions or applications of this Act that can be given effect

1 without the invalid provision or application, and to this end the provisions of this
2 Act are severable.

3 **Section 17. Codification of Provision.** The Compiler of Laws shall
4 incorporate the provisions contained in the aforementioned sections into the
5 appropriate codes of the Guam Code Annotated.