



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

October 4, 2011

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

02
31-11-962 *ck*
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 10/4/11
Time 4:00 PM
Received by *ck*

Dear Madame Speaker:

Transmitted herewith is Bill No. 228-31 (COR) "AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES", which was signed into law on September 30, 2011 as **Public Law 31-116**.

Senseramente,

EDDIE BAZA CALVO

2011 OCT - 5 AM 8:09
mm

Attachment: copy of Bill

962

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

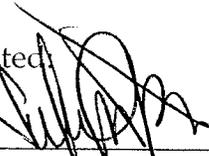
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 228-31 (COR), "AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES," was on the 19th day of September, 2011, duly and regularly passed.



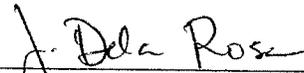
Judith T. Won Pat, Ed.D.
Speaker

Attested:



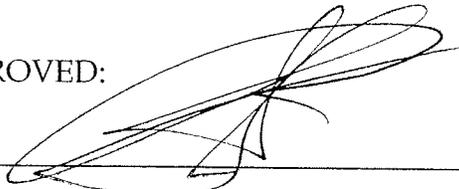
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 20th day of Sept., 2011, at
4.10 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



RAYMOND S. TENORIO
Acting Governor of Guam

Date: _____

SEP 30 2011

Public Law No. 31-116

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 228-31 (COR)

Introduced by:

Adolpho B. Palacios, Sr.
T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
B. J.F. Cruz
Chris M. Dueñas
Judith P. Guthertz, DPA
Sam Mabini, Ph.D.
T. R. Muña Barnes
v. c. pangelinan
Dennis G. Rodriguez, Jr.
R. J. Respicio
M. Silva Taijeron
Aline A.Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that §78106 of Chapter 78, Title 10, Guam Code Annotated, prohibits the Guam
4 Community Police Review Commission (Commission) from holding regular
5 meetings in any building of the Guam Police Department (GPD). This prohibition

1 contradicts a provision in Public Law 31-33 which designates GPD to provide the
2 Commission with the necessary administrative and clerical support, including a
3 venue for meetings of the organization. It also places an unnecessary burden for
4 GPD to provide a venue outside of its facilities for Commission meetings.

5 It is the intent of *I Liheslaturan Guåhan* to remove such prohibitive
6 language contained in §78106 of Chapter 78, Title 10, Guam Code Annotated, to
7 allow GPD to provide administrative, clerical, and logistical support to the
8 Commission.

9 **Section 2. Meetings.** §78106 of Chapter 78, Title 10, Guam Code
10 Annotated, is hereby *amended* to read as follows:

11 **“§ 78106. Meetings.**

12 The Commission *shall* meet once every month at a regularly
13 scheduled time and place for the purpose of conducting evidentiary hearings
14 and/or to conduct any other business necessary to the operation of the
15 Commission. Regular meetings may be held in any building in which the
16 Department is located, including, but *not* limited to, Police Precincts.
17 Special meetings may be called by the Chairperson or by three (3) members
18 of the Commission at such additional times and places as deemed necessary.
19 At least once every three (3) months, or as it determines, the Commission
20 may meet in any other places and locations throughout Guam for the
21 purposes of encouraging interest, and facilitating attendance by people of the
22 various municipalities in Guam at the meetings.

23 All meetings *shall* be open to the public, *unless* the Commission, in
24 order to protect the rights and privacy of individuals in accordance with all
25 applicable laws, decides otherwise, and if such closed meeting is *not* waived
26 by the individual concerned. The Commission *shall* cause to be kept proper
27 records of its proceedings. The records and files of the Commission and its

1 officers *shall* include, but *not* be limited to, all official correspondence, or
2 copies thereof, to and from the Commission and its members, gathered in
3 their official capacities, and *shall* be kept and open for inspection by the
4 public at reasonable times in a location to be determined by the
5 Commission.”

6 **Section 3. Effective Date.** This Act *shall* be effective upon its enactment
7 into law.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: Sept. 19, 2011

VOTING SHEET

Bill No. 228-31(COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

15 0 0 0 0

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Thirty-First
Guam Legislature

Committee Members:

- Senator Thomas C. Ada
Vice Chairman
- Speaker Judith T. Won Pat, Ph.D.
Member
- Senator Tina R. Muna Barnes
Member
- Senator Judith P. Guthertz, DPA
Member
- Senator Rory J. Respicio
Member
- Senator Dennis G. Rodriguez, Jr.
Member
- Senator V. Anthony Ada
Member
- Senator Christopher M. Duenas
Member
- Senator Mana Silva-Tajeron
Member
- Senator Aline A. Yamashita, Ph.D.
Member

*Other Committee
Membership:*

- Vice Chairman, Committee on
Utilities, Transportation, Public
Works and Veterans Affairs
- Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform
- Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources
- Member, Committee on
Education and Public Libraries
- Member, Committee on Guam
Military Buildup and Homeland
Security
- Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 29, 2011

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'Trentai Unu na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

VIA: **The Honorable Rory J. Respicio**
Chairman, Committee on Rules

RE : **Committee Report – Bill No. 228-31 (COR).**

The Committee on Public Safety, Law Enforcement and Judiciary, to which was referred, **Bill No. 228-31 (COR) – "AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES,"** hereby reports out with the recommendation **TO PASS.**

Committee Votes are as follows:

<u> 9 </u>	TO PASS
<u> 0 </u>	NOT TO PASS
<u> 0 </u>	TO REPORT OUT ONLY
<u> 0 </u>	ABSTAIN
<u> 0 </u>	INACTIVE FILE

Sincerely,


ADOLPHO B. PALACIOS, MPA, BS/CJA
Chairman

Attachments

2011 JUN 19 PM 2:22
EDM



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guáhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT
ON
BILL NO. 228-31 (COR)
Sponsored by Senator Adolpho B. Palacios, Sr.

**AN ACT TO AMEND §78106 OF CHAPTER 78,
TITLE 10, GUAM CODE ANNOTATED, RELATIVE
TO AUTHORIZING THE GUAM COMMUNITY
POLICE REVIEW COMMISSION TO CONDUCT
MEETINGS AND RELEVANT ACTIVITIES WITHIN
GUAM POLICE DEPARTMENT FACILITIES.**



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

Thirty-First
Guam Legislature

June 27, 2011

MEMORANDUM

TO: ALL MEMBERS
Committee on Public Safety, Law Enforcement, & Judiciary

FROM: Senator Adolpho B. Palacios, Sr. 
Committee Chairman

SUBJECT: Committee Report on Bill No. 228-31 (COR).

Transmitted herewith for your consideration is the Committee Report on **Bill No. 228-31 (COR) – “AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES,”** – sponsored by Senator Adolpho B. Palacios, Sr.

This report includes the following:

- Committee Voting Sheet
- Committee Report Digest
- Copy of Bill No. 228-31 (COR) as Introduced
- Public Hearing Sign-in Sheet(s)
- Copies of testimony submitted and supporting documents
- Copy of COR Referral of Bill No. 228-31 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Miscellaneous documents

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please contact this office.

Si Yu'os ma'åse!

Committee Members:

- Senator Thomas C. Ada
Vice Chairman
- Speaker Judith F. Won Pat, Ph.D.
Member
- Senator Tina R. Muna Barnes
Member
- Senator Judith P. Guthertz, DPA
Member
- Senator Rory J. Respicio
Member
- Senator Dennis G. Rodriguez, Jr.
Member
- Senator V. Anthony Ada
Member
- Senator Christopher M. Ducnas
Member
- Senator Mana Silva-Tajerón
Member
- Senator Aline A. Yamashita, Ph.D.
Member

Other Committee Membership:

- Vice Chairman, Committee on Utilities, Transportation, Public Works and Veterans Affairs
- Vice Chairman, Committee on Health and Human Services, Senior Citizens, Economic Development and Election Reform
- Member, Committee on Rules, Federal, Foreign & Micronesian Affairs and Human & Natural Resources
- Member, Committee on Education and Public Libraries
- Member, Committee on Guam Military Buildup and Homeland Security
- Member, Committee on Municipal Affairs, Tourism, Housing and Recreation



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

VOTING SHEET ON:

Bill No. 228-31 (COR) – “AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES.” – sponsored by Senator Adolpho B. Palacios, Sr.

SENATOR	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE
Adolpho B. Palacios, Sr. Chairman		6/27/11				
Thomas C. Ada Vice Chairman		6/27/11				
Tina R. Muña-Barnes Member		6/27/11				
Judith P. Guthertz, DPA Member		6/28/11				
Rory J. Respicio Member						
Dennis G. Rodriguez, Jr. Member		6/29/11				
Judith T. Won Pat, Ed.D. Member						
V. Anthony Ada Member		6/27/11				
Christopher M. Duenas Member		6/27/11				
Mana Silva Taijeron Member		6/29/11				
Aline A. Yamashita, Ph.D. Member		6/27/11				



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT DIGEST

Bill No. 228-31 (COR) – “An act to amend §78106 of Chapter 78, Title 10, Guam Code Annotated, relative to authorizing the Guam Community Police Review Commission to conduct meetings and relevant activities within Guam Police Department facilities.” – sponsored by Senator Adolpho B. Palacios, Sr.

I. OVERVIEW

The Committee on Public Safety, Law Enforcement and Judiciary convened the public hearing on June 15, 2011 at 9:06 a.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 228-31 (COR) – “An act to amend §78106 of Chapter 78, Title 10, Guam Code Annotated, relative to authorizing the Guam Community Police Review Commission to conduct meetings and relevant activities within Guam Police Department facilities,” sponsored by Senator Adolpho B. Palacios, Sr.

Public Hearing Requirements:

Notices of the hearing were disseminated via facsimile and email to all senators and all main media broadcasting outlets on June 8, 2011 (5-day Notice) and on June 13, 2011 (48-Hour notice), pursuant to meeting the requirements of the Open Government Law. Notice of the hearing was also posted on the Guam Legislature's website.

Senators Present:

Senator Adolpho B. Palacios, Sr.	Chairman
Senator Thomas C. Ada	Vice Chairman
Senator Aline A. Yamashita, Ph.D.	Member
Senator V. Anthony Ada	Member
Senator Mana Silva Taijeron	Member
Vice Speaker Benjamin J.F. Cruz	
Senator Frank F. Blas, Jr.	
Senator Sam Mabini, Ph.D.	

Individual(s) Registered for oral or written testimony:

Phil Tydingco, Chief Deputy Attorney General, Office of the Attorney General, provided oral testimony on the Bill.

Fred E. Bordallo, Jr., Chief of Police, Guam Police Department, provided oral and written testimony in support of the Bill.

II. SUMMARY OF TESTIMONIES

Chairman Adolpho B. Palacios, Sr. convened the public hearing for the Committee on Public Safety, Law Enforcement and Judiciary at **9:06 a.m.**, read the agenda, recognized the Senators present, read the title of the Bill and summarized the contents thereof. He stated that the Guam Police Department is mandated to provide administrative support of the Community Police Review Commission. He said that the law currently prohibits the Community Police Review Commission to meet at the facilities of the Guam Police Department. He stated that the intent is to allow the Community Police Review Commission to meet at facilities of the Guam Police Department. Chairman Palacios called the panel of Chief Deputy Attorney General Phil Tydingco and Chief of Police Fred E. Bordallo, Jr., to testify.

Deputy Attorney General Phil Tydingco stated that he believes that it would be sufficient to accomplish the intent by striking the sentence which currently creates the prohibition.

Chairman Palacios stated that he believes the intent in the original law probably was to maintain the independence of the Commission, but he stated that just meeting in the buildings does not violate its independence.

Chief Fred E. Bordallo read his prepared written statement. He stated that he supports the Bill as long as the Chief of Police has the flexibility to designate a meeting location not in Department facilities. Chief Bordallo stated that Department facilities store evidence regarding on-going investigations of crimes. He is concerned about the security of sensitive activities and materials within the Department. He stated that there needs to be a financial commitment to fund the operations of the Commission. Chief Bordallo stated his concerns regarding the powers of the Commission, which conflict with the responsibilities of the Chief of Police. (*See attached written testimony.*)

Chairman Palacios stated that the Commission has not yet been constituted. He stated that there are merits to the Chief's testimony. The Chairman stated that the purpose of Public Law 30-76 is to make the formation of the Commission achievable. Chairman Palacios stated that he intends that the Commission should be formed before enacting further changes.

Senator Frank F. Blas, Jr., raised a theoretical example that indicated the potential power that the Commission has, that may override the policy of the Chief or even the Civil Service Commission.

Mr. Tydingco stated that he is not prepared to discuss the Commission. He related his own knowledge and experience of how a similar Commission operates in Hawaii. He stated that there had been concern that there were concerns about police brutality, but he reiterated that he is not prepared to comment on the Commission.

Senator Blas stated that he is concerned that there may be impacts where the Guam Police Department officers do not have Civil Service Commission protection.

Chairman Palacios stated that it is important that the Commission is established. He has concerns with the existing law, but he wants to ensure that there is accountability in the Department. The Chairman stated that some of the people are more trusting of independent authorities, rather than the Police Department, itself. He said that the law is over ten (10) years old and there had been a serious problem with police brutality, which is why there is such strong language and a somewhat antagonistic attitude, but he believes it will be approached professionally and responsibly.

Chairman Adolpho B. Palacios, Sr., thanked the panel for their testimony and declared that Bill No. 228-31(COR) is duly heard. The Chairman concluded the hearing and requested that written testimony be submitted within the next five (5) days. He adjourned the hearing at **10:54 a.m.**

III. WRITTEN TESTIMONIES

Fred E. Bordallo, Jr., Chief of Police, Guam Police Department. (*Summarized in Section II.*)

No further written testimony received within the five (5) day period after the public hearing.

IV. FINDINGS AND RECOMMENDATIONS

The Committee on Public Safety, Law Enforcement and Judiciary hereby reports out **Bill No. 228-31 (COR), as introduced**, with the recommendation **TO PASS**.

I MINA'TRENTAI UNU NA LIHESLATURÁN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 208-31 (COR)

Introduced by: Adolpho B. Palacios, Sr. 

2011 JUN - 7 AM 10: 57 

AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES.

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**
2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that §78106 of Chapter 78, Title 10 Guam Code Annotated prohibits
4 the Guam Community Police Review Commission (“Commission”) from
5 holding regular meetings in any building of the Guam Police Department
6 (GPD). This prohibition contradicts a provision in P.L. 31-33 which
7 designates GPD to provide the Commission with the necessary
8 administrative and clerical support, including a venue for meetings of the
9 organization. It also places an unnecessary burden for GPD to provide a
10 venue outside of its facilities for Commission meetings.
11 It is the intent of *I Liheslaturan Guåhan* to remove such prohibitive
12 language contained in §78106 of Chapter 78, Title 10 Guam Code
13 Annotated, to allow GPD to provide administrative, clerical, and logistical
14 support to the Commission.
15 **Section 2. Meetings.** §78106 of Chapter 78, Title 10 Guam Code
16 Annotated is hereby *amended* as follows:

1 **“78106. Meetings.**

2 The Commission shall meet once every month at a regularly
3 scheduled time and place for the purpose of conducting evidentiary
4 hearings and/or to conduct any other business necessary to the
5 operation of the Commission. Regular meetings ~~shall not~~ may be held
6 in any building in which the Department is located, including but not
7 limited to, Police Precincts. Special meetings may be called by the
8 Chairperson or by three (3) members of the Commission at such
9 additional times and places as deemed. At least once every three (3)
10 months, or as it determines, the Commission may meet in any other
11 places and locations throughout Guam for the purpose of encouraging
12 interest and facilitating attendance by people in the various
13 municipalities in Guam at the meetings.

14 All meetings shall be open to the public, *unless* the
15 Commission, in order to protect the rights and privacy of individuals
16 in accordance with all applicable laws, decides otherwise and if such
17 closed meeting is *not* waived by the individual concerned. The
18 Commission shall cause to be kept a proper record of its proceedings.
19 The records and files of the Commission and its officers shall include,
20 but not be limited to, all official correspondence, or copies thereof, to
21 and from the Commission and its members, gathered in their official
22 capacities, and shall be kept and open for inspection by the public at
23 reasonable times in a location to be determined by the Commission.”

24 **Section 3. Effective Date.**

25 This Act shall be effective upon enactment.



GUAM POLICE DEPARTMENT

DIPARTAMENTON POLISIAN GUAHAN
Government of Guam



EDDIE BAZA CALVO
Governor of Guam

RAY TENORIO
Lieutenant Governor

Bldg. 233 Central Avenue, Tiyan, Guam 96913
P.O. Box 23909 Barrigada, Guam 96921
Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512
Fax: (671) 472-4036

FRED E. BORDALLO, JR.
Chief of Police

RICARDO M. LEON GUERRERO
Major
Acting Police Commander

June 15, 2011

The Honorable Adolpho B. Palacios, Sr.
Chairman, Committee on Public Safety,
Law Enforcement & Judiciary
31st Guam Legislature
Suite 104, 155 Hesler Place
Hågatña, Guam 96910

Subject: **Official Testimony on BILL 228-31**

Dear Senator Palacios:

Hafa Adai! I am submitting this written testimony in relation to BILL 228-31, an Act to amend Section 78106 of Chapter 78, Title 10, Guam Code Annotated, relative to authorizing the Guam Community Police Review Commission to conduct meetings and relevant activities within Guam Police facilities. Although I support the intent of legislation which removes venue meeting restrictions for the Guam Community Police Review Commission's mandate reference to Public Law 30-076 and Public Law 31-33, my support is with the conditions that the Chief of Police has the flexibility and/or option to designate a public facility or venue away from the Guam Police Department. This would ensure that Guam Police Department operations are not hampered or jeopardized from the activities of the commission which may draw a large presence of the public.

Additionally, GPD's facilities store sensitive case evidence only accessible to specific law enforcement officials and often on-going investigations of violent and non-violent crimes may be conducted during times of the Commission's hearings.

There are security and law enforcement sensitive activities within Guam Police Department facilities which should not be compromised as a result of the expected attendance of members of the public who desire to be at the Guam Community Police Review Commission's hearings. In addition there are safety concerns for the public at Guam Police Department facilities where operations are conducted which may involve hazards or emergency life threatening situations.

I have also expressed my concerns in previous testimony through my command staff reference to Public Law 31-33 that appropriate funding is necessary to meet the mandate of providing clerical and administrative support to the commission.

Senator Palacios, considering your efforts with the initiative of improving legislation relative to the Guam Community Police Review Commission with the intent of enhancing community participation with a focus on police practices relative to Public Law 30-076, I have included within my testimony areas within the law I hope you could address.

The first section listed in Title 10 GCA Chapter 78 recommended to address is section 78103 subsection (e) "No member of the Commission shall be an elected official or an unclassified employee of the government of Guam" The recommended change would be for unclassified employees of the government of Guam to be eligible for membership with the commission. The rationale is that there are unclassified members hired by all administrations, inclusive of the Guam Legislature, and judiciary that may have the background to review findings of police investigations and make recommended resolutions that is fair.

The next section refers to Chief of Police Disciplinary Decision Section 78119. The language is as follows:

"When a complaint is sustained the findings of fact and the determination shall be submitted to the Chief of Police, who shall make a disciplinary decision based upon this information. The Chief of Police shall provide the Commission with a written explanation of the reason or reasons for his or her disciplinary decision. In any case in which the Commission may investigate the matter further and shall determine the disciplinary action to be carried out by the Chief of Police. Such decision shall be deemed final and binding and not subject to reversal by the Chief of Police"

The recommendations would be to delete this provision, from the law because the language creates the impression that the Commission has the overall disciplinary responsibility over the employees of the Guam Police Department which conflicts with laws mandating the Chief of Police with that responsibility.

The ability for the Guam Police Review Commission to override and usurp the disciplinary decisions of the Chief of Police represents a departure from the Governor's Organic authority in efficiently and effectively carrying out the functions of the Guam Police Department through his designee. The provision that provides the commission the authority to reverse any disciplinary decisions of the chief, and that those decisions be binding and irreversible is harmful to my ability as Chief of Police to run this department accordingly.

There already exist mechanisms to investigate and penalize criminal misconduct by officers or by the Chief of Police through the Internal Affairs Unit, Attorney General's Office and the Civil Service Commission. By invoking this degree of tremendous authority to the Guam Police Review Commission, decisions may be promulgated that are not in the best interest of this Department. Quite simply, the Police Review Commission should not have the authority to override the judgment of the Chief of Police

The checks and balances of disciplinary actions by the Chief of Police resides with reviews from the Guam Civil Service Commission and the Courts of Guam.

Senator Palacios, as Public Law 30-076 is in place, I expect that there may be additional recommendations for changes from other government parties that the law impacts. In closing I wish to continue our collaborative working relationship in the best interest of the Guam Police Department and the people of Guam. I am sure that you will consider providing more time to review the provisions of Public Law 30-076, and make the necessary changes as we attempt to move in a right direction. *Si Yu'os Ma'ase!*

Sincerely,



FRED E. BORDALLO, JR.
Chief of Police

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 228-31 (COR)**

AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELAVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Police Department	Dept./Agency Head: Fred Bordallo, Chief of Police
Department's General Fund (GF) appropriation(s) to date:	25,676,124
Department's Other Fund (Specify) appropriation(s) to date:	570,110
Total Department/Agency Appropriation(s) to date:	\$26,246,234

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2010 Unreserved Fund Balance ¹		\$0	\$0
FY 2011 Adopted Revenues	\$0	\$0	\$0
FY 2011 Appro. (P.L. 30-196)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? // Yes /x/ No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /x/ N/A // Yes // No
If no, what is the additional amount required? \$ _____ // N/A
- Does the Bill establish a new program/agency? // Yes /x/ No
If yes, will the program duplicate existing programs/agencies? // N/A // Yes /x/ No
Is there a federal mandate to establish the program/agency? // Yes /x/ No
- Will the enactment of this Bill require new physical facilities? // Yes /x/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: // Yes /x/ No
// Requested agency comments not received by due date // Other: _____

Analyst: M Quinata Date: _____ Director: John A. Rios, BBMR Acting Director Date: 7/18/11

Footnotes:

The Bill amends existing law to allow for meetings within the GPD facilities. However, in its present form, the fiscal impact can not be determined at this time.



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

Speaker
Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

June 10, 2011

VIA FACSIMILE
(671) 472-2825

Ms. Benita Manglona
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Note -
Bill Nos. 228-31 (COR through 230-31 (COR))

Hafa Adai Ms. Manglona:

Transmitted herewith is a listing of *I Mina'trentai Unu na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Rory J. Respicio

Attachments

Cc: Clerk of the Legislature

2011 Jun 13 AM 8:15

MESSAGE CONFIRMATION

JUN-10-2011 02:02 PM FRI

FAX NUMBER : 4772240
NAME : GNF

NAME/NUMBER : 4722825
PAGE : 4
START TIME : JUN-10-2011 02:01PM FRI
ELAPSED TIME : 01'12"
MODE : STD ECM
RESULTS : [O. K]



COMMITTEE ON RULES

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Senator
Christopher M. Duenas

June 10, 2011

VIA FACSIMILE
(671) 472-2825

Ms. Benita Manglona
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

**RE: Request for Fiscal Note -
Bill Nos. 228-31 (COR through 230-31 (COR))**

Hafa Adai Ms. Manglona:

Transmitted herewith is a listing of *I Mina'trentai Unu na Liheslaturan Guåhan's* most recently introduced bills Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu os ma'ase' for your attention to this matter.

Very Truly Yours,

Rory J. Respicio

Attachments
Cc: Clerk of the Legislature

Rec'd by: Jackie
date: 6/10/11
time: 2:56pm



COMMITTEE ON RULES

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vicente c. pangelinan

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ASST. MINORITY LEADER

Senator
Christopher M. Duenas

June 7, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill No. 228-31 (COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 228-31(COR).

Please ensure that the subject bills are referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Lihelaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse!

(1) Attachments

2011 JUN -8 PM 3: 57

I Mina 'Trentai Unu Na Liheslaturan Guahan

Bill Log Sheet

June 7, 2011

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetted? Overridden? Public Law?
228-31 (COR)	A. B. Palacios, Sr.	AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES.	6/07/11 10:57 a.m.	6/7/11		Committee on Public Safety, Law Enforcement & Judiciary			

From: Priscilla Cruz (pris@senatorpalacios.com)
To: phnotice@guamlegislature.org; telo.taitague@guam.gov;
Date: Wed, June 8, 2011 9:12:15 AM
Cc:
Subject: First Notice of Public Hearing scheduled for June 15, 2011

June 8, 2011

Please see attached First Notice of Public Hearing scheduled for June 15, 2011.
Thank you for your kind attention.

Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

Listserv: phnotice@guamlegislature.org

aline4families@gmail.com
audrey@judiwonpat.com
berleneranae@hotmail.com
bruce.lloyd.media@gmail.com
carlo@tinamunabarnes.com
chechsantos@gmail.com
chelsa@tinamunabarnes.com
cherbert.senatordrodriguez@gmail.com
cipo@guamlegislature.org
clerks@guamlegislature.org
cor@guamlegislature.org
cyrus@senatorada.org
doc.wyttenbachsantos@gmail.com
duenasenator@gmail.com
edleonguerrero@gmail.com
edwardglee671@yahoo.com
elaine@tinamunabarnes.com
etajalle@guamlegislature.org
evelyn4families@gmail.com
fbtorres@judiwonpat.com
frank.blasjr@gmail.com
gavin@tinamunabarnes.com
guamnativesun@yahoo.com
jamespcastro@gmail.com
jane@tinamunabarnes.com
jcamacho@senatorada.org
jmesngon.senatordrodriguez@gmail.com
joshua.tenorio@senatorbjcruz.com
judiguthertz@gmail.com
laurielisla@gmail.com
leonguerrero.angela@gmail.com
leslie.g@senatormabini.com

lou4families@gmail.com
louise_atalig@yahoo.com
markaflague@gmail.com
marksayama@gmail.com
maryfejeran@gmail.com
mis@guamlegislature.org
mtorres.senatordrodriguez@gmail.com
nsantos@senatorada.org
office@senatorada.org
oliviampalacios@gmail.com
peterlg@gmail.com
pitcruz@yahoo.com
rhea@tinamunabarnes.com
rob.tupaz@gmail.com
roryforguam@gmail.com
sem@guamlegislature.org
senabpalacios@gmail.com
senator@senatorbjcruz.com
senator@tinamunabarnes.com
senatordrodriguez@gmail.com
senatormana@gmail.com
senatorsam@senatormabini.com
senatortonyada@guamlegislature.org
senbenp@guam.net
sgtarms@guamlegislature.org
speaker@judiwonpat.com
steve@judiwonpat.com
tanya4families@gmail.com
tom@senatorada.org
tterlaje@guam.net



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina' Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING
Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 8, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at **9:00 am, Wednesday, June 15, 2011**, at *I Liheslaturan Guåhan's Public Hearing Room* in *Hagåtña*, on the following:

- **Bill No. 214-31 (COR)** – AN ACT TO AMEND §40105(b) OF 7GCA, TO AMEND §§30.80, 30.80.1, 30.80.2, 30.80.3, OF 8GCA AND TO REPEAL §30.80.4 OF 8GCA RELATIVE TO **DEFERRED PLEAS FOR DOMESTIC VIOLENCE ABUSERS**. – sponsored by **Senator V. Anthony Ada**.
- **Bill No. 216-31 (COR)** – AN ACT TO AMEND (C), (D), (E), AND TO ADD A NEW ITEM (F) TO APPENDIX A, TO AMEND (A)(1), (B), AND (C) OF APPENDIX B, TO AMEND (B), (D), (E), AND ADD A NEW (F) TO APPENDIX C, TO AMEND (B) OF APPENDIX D, TO AMEND (D) OF APPENDIX D, TO AMEND (D) OF APPENDIX E OF CHAPTER 67 OF TITLE 9, TO ADD A NEW §3106.1 TO ARTICLE 1 OF CHAPTER 3 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO **UPDATING THE GUAM UNIFORM CONTROLLED SUBSTANCE ACT** BASED ON THE U.S. DRUG ENFORCEMENT ADMINISTRATION SCHEDULE LISTING. – sponsored by **Vice Speaker Benjamin J. F. Cruz**.
- **Bill No. 220-31 (COR)** – AN ACT AMEND “§67.407 OF ARTICLE 4, CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED RELATIVE TO THE **GUAM UNIFORM CONTROL SUBSTANCE ACT**. – sponsored by **Senator Frank F. Blas, Jr.**
- **Bill No. 221-31 (COR)** – AN ACT AMEND ITEM (35) OF §67.100 AND TO ADD ITEM (39) TO ARTICLE 1 OF CHAPTER 67 RELATIVE TO **DRUG FREE SCHOOL ZONES**. – sponsored by **Senator Frank F. Blas, Jr.**
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Copies of the aforementioned Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to SenABPalacios@gmail.com, or via facsimile to (671) 472-5022, until 5:00 pm, **June 6, 2011**. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

From: Priscilla Cruz (pris@senatorpalacios.com)
To: mindy@kuam.com; jason@kuam.com; sabrina@kuam.com; news@guampdn.com; cmeylan@guampdn.com; dmgeorge@guampdn.com; mpieper@guampdn.com; dcrisost@guampdn.com; amier@mvguam.com; zytaitano@mvguam.com; news@spbgum.com; clynt@spbgum.com; jtyquiengco@spbgum.com; jontalk@k57.com; breakfastshowk57@gmail.com; kstone@ite.net;
Date: Wed, June 8, 2011 9:15:21 AM
Cc:
Subject: First Notice of Public Hearing scheduled for June 15, 2011

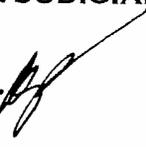
June 8, 2011

Please see attached Press Release regarding first notice of public hearing scheduled for June 15, 2011. Thank you for your kind attention.

Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

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Chairman

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Broadcast Report

P 1
 06/08/2011 08:53
 Serial No. A02E011003085
 TC: 136005

Destination	Start Time	Time	Prints	Result	Note
PDN	06-08 08:43	00:00:40	001/001	OK	
KUAM	06-08 08:44	00:00:23	001/001	OK	
PNC	06-08 08:45	00:00:26	001/001	OK	
K57	06-08 08:46	00:00:25	001/001	OK	
HIT RADIO 100	06-08 08:46	00:00:21	001/001	OK	
KSTO	06-08 08:48	00:00:46	001/001	OK	
GLIMPSES	06-08 08:49	00:01:10	001/001	OK	
MARIANAS VARIETY	06-08 08:50	00:00:25	001/001	OK	
KSTEREO/KISH	06-08 08:51	00:00:47	001/001	OK	
JOY 92 FM	06-08 08:52	00:00:21	001/001	OK	
KPRG	06-08 08:53	00:00:27	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
 MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
 BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX,
 RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
 I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
 TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
 Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full,
 LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error,
 DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Minn Trental Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
 Chairman

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING
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FOR IMMEDIATE RELEASE
 (Hagåtña, Guam – June 8, 2011)

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Destination	Start Time	Time	Prints	Result	Note
GPD	06-08 08:54	00:00:22	001/001	OK	
AGO	06-08 08:54	00:00:25	001/001	OK	
Gov.	06-08 08:55	00:00:21	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-code, RTX: Re-TX, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full, LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error, DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mins' Trentad Unu Na Liheslaturan Guåhan

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Chairman

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Copies of the aforementioned Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910, or via email to SenABPalacios@gmail.com, or via facsimile to (671) 472-5022, until 5:00 pm, June 8, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5046.

From: Priscilla Cruz (pris@senatorpalacios.com)
To: phnotice@guamlegislature.org; telo.taitague@guam.gov;
Date: Mon, June 13, 2011 8:35:12 AM
Cc:
Subject: Second Notice of Public Hearing scheduled for June 15, 2011

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING

Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE

(Hagatna, Guam – June 13, 2011)

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POLICE

DEPARTMENT FACILITIES. – sponsored by Senator Adolpho B. Palacios, Sr.

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Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina' Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

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Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagatna, Guam – June 13, 2011)

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Destination	Start Time	Time	Prints	Result	Note
PDN	06-13 08:14	00:00:41	001/001	OK	
KJAM	06-13 08:15	00:00:26	001/001	OK	
PNC	06-13 08:16	00:00:25	001/001	OK	
K57	06-13 08:17	00:00:21	001/001	OK	
HIT RADIO 100	06-13 08:17	00:00:21	001/001	OK	
KSTO	06-13 08:18	00:00:43	001/001	OK	
GLIMPSES	06-13 08:19	00:00:22	001/001	OK	
MARIANAS VARIETY	06-13 08:20	00:00:25	001/001	OK	
KSTEREO/KISH	06-13 08:21	00:00:47	001/001	OK	
JOY 92 FM	06-13 08:22	00:00:21	001/001	OK	
KPRG	06-13 08:23	00:00:20	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special of signal, FCODE: F-code, RTX: Re-TX, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full, LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error, DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trental Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

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Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE
(Hagåtña, Guam – June 13, 2011)

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From: Priscilla Cruz (pris@senatorpalacios.com)

To: sabrina@kuam.com; jason@kuam.com; mindy@kuam.com; news@guampdn.com; dcrisost@guampdn.com; dmgeorge@guampdn.com; mpieper@guampdn.com; amier@mvguam.com; zytaitano@mvguam.com; news@spbg Guam.com; clynt@spbg Guam.com; jtyquiengco@spbg Guam.com; jontalk@k57.com; rgibson@k57.com; breakfastshowk57@gmail.com; kstone news@ite.net;

Date: Mon, June 13, 2011 8:37:20 AM

Cc:

Subject: Press Release - Second Notice of Public Hearing

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING

Wednesday, June 15, 2011 – 9:00 am

FOR IMMEDIATE RELEASE

(Hagatna, Guam – June 13, 2011)

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GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY
POLICE REVIEW
COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM
POLICE
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Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

GOVERNMENT MEETINGS

Tomorrow

Civil Service Commission: Board meeting 5:45 p.m., seventh floor conference room, ITC Building, Tamuning. Hearing on merits: Melanie Aguon vs. Guam Memorial Hospital; motion hearing: Laura Mooney vs. Department of Education; hearing on merits continuation: James S. Cruz vs. Guam Police Department; bills and laws relating to CSC. For special accommodations, call Tillie at 647-1855/7 or TDD 647-1872.

Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land: Round-table meeting 2 to 4 p.m., Legislature's public hearing room, Hagåtña. The Department of Revenue and Taxation, Department of Administration and Bureau of Budget Management and Research have been invited to provide the legislature with information on the status of refunds. For special accommodations, call 473-4236.

Committee on Municipal Affairs, Tourism,

Housing and Recreation: Public hearing 9 a.m., Legislature's public hearing room, Hagåtña. Executive appointment of Evelyn Casil and Elizabeth Gayle to serve as members of Parks and Recreation Commission; executive appointment of Annmarie T. Muna to serve as member of Hagåtña Restoration and Redevelopment Authority; Board of Commissioners: Bill 204-31, requiring Department of Parks and Recreation to conduct review of beaches and near-shore areas surrounding Guam. Email written testimony to: senator@tinamunabarnes.com. For special accommodations, call 472-3455/6.

June 15

Committee on Public Safety, Law Enforcement and Judiciary: Public hearing 9 a.m., Legislature's public hearing room, Hagåtña. Bill 214-31 (cor), relative to deferred pleas for domestic violence abusers; Bill 216-31 (cor), relative to updating Guam Uniform Controlled Substance Act based on U.S. Drug Enforcement

Administration schedule list; Bill 220-31 (cor), relative to Guam Uniform Control Substance Act; Bill 221-31 (cor), relative to drug free school zones; Bill 228-31 (cor), authorizing Guam Community Police Review Commission to conduct meetings and relevant activities within Guam Police Department facilities. Email testimony to: senapalacios@gmail.com. For special accommodations, call 472-5047/5048.

Guam Board of Medical Examiners: Regular meeting noon, Guam Memorial Hospital Authority's Dan L. Webb conference room, Tamuning. Agenda copies available. For special accommodations, call 735-7407 or TDD 649-1801.

Guam Contractors License Board: Regular meeting 5:30 p.m., board conference room, 542 North Marine Corps Drive, upper Tumon. For special accommodations, call 649-2211/9676.

Mayors Council of Guam: Special meeting 10 a.m., J&G Commercial Center, Suite 111F, Hagåtña. Call Elaine Schaal, 472-6940 or 477-8461.

June 16

Chamorro Land Trust Commission: Board meeting 1 p.m., Department of Land Management conference room, third floor, ITC building, Tamuning. For special accommodations, call 642-4247.

Civil Service Commission: Board meeting 5:45 p.m., seventh floor conference room, ITC Building, Tamuning. Continuation on hearing on merits: James S. Cruz vs. Guam Police De-

partment; bills and laws relating to CSC. For special accommodations, call Tillie at 647-1855/7 or TDD 647-1872.

Guam Board of Accountancy: Meeting 4 p.m., Suite 101, 335 South Marine Corps Drive, Tamuning. For special accommodations, call 647-0813.

Guam Board of Examiners for Pharmacy: Regular meeting 7:30 a.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. For special accommodations, call 735-7407.

Guam Environmental Protection Agency: Board of directors' regular meeting 4 p.m., GEPA main conference room, Manner Ave., Tiyan. Public is invited. For special accommodations, call 475-1658/9.

June 23

Port Authority of Guam: Board of directors' regular meeting 11:45 a.m., board conference room, Cabras Island, Piti. For special accommodations, call Sirnson Delos Santos, 477-5931/4, ext. 430.

June 24

Government of Guam Retirement Fund Board of Trustees: Regular meeting noon, Retirement Fund conference room, Route 8, Maite. For special accommodations, call 475-8900/1.

June 28

Guam Board of Examiners for Optometry: Regular meeting 8:30 a.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. For special accommodations, call 735-7407.

Keyless Nook beats out the Kindle for easy e-reading

Bloomberg News

can go weeks between charges. **'Special offers'** Both cost \$139 for a Wi-Fi-only version, though Amazon gives you more choices, including a higher-priced model with built-in 3G access as well as other versions that knock the price down in return for subjecting you to "special offers" (read: adver-

on an iPad, or use physical buttons — they're more like ridges, really — on the bezel framing the screen. There are four of them, a pair on each side, to accommodate both righties and lefties. I didn't much like them: Besides being redundant, they required too much pressure. Barnes & Noble has also figured out a way to reduce by

WITH SINCERE APPRECIATION

We, the family of the late

Henry Baculi Ong

Would like to express our most heartfelt gratitude to all those who in one way or another have shown compassion, generosity and their presence during our family's most difficult moments.

Special thanks to: GMH ICU, Surgical Ward & SNU Staff, Dr. Olivia Cruz, Carlos & Cely Mangrobang, Father Jason Granado, Mt. Carmel Church, Mayor Carol Tayama & Vice Mayor Augustin Quantanilla of the Agat Mayor's Office, OCP Mayor's Office, Guahan Caregiving, Health Services of the Pacific, Catholic Social Services, UOG Family Caregiver Support Program, Faculty & Staff of Adacao & Chief Brodie Elementary & Agueda & Untalan Middle School, SDA Clinic Employees, MHI & Sanko Employees, Emily Marquez & Lawrence Lutes, Degoma, Poblete & Quilit Family, Gigi's Catering, OLOP and most especially to all those who have faithfully stood by us during the rosaries, memorial mass and burial service of our beloved brother, father and grandfather. To each of you we are eternally grateful and will cherish





COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

PUBLIC HEARING

9:00 am, Wednesday, June 15, 2011

I Liheslaturan Guåhan's Public Hearing Room, Hagåtña

AGENDA

I. Call to Order

II. Opening Remarks/Announcements

III. Items for Public Consideration

- **Bill No. 214-31 (COR)** – AN ACT TO AMEND §40105(b) OF 7GCA, TO AMEND §§30.80, 30.80.1, 30.80.2, 30.80.3, OF 8GCA AND TO REPEAL §30.80.4 OF 8GCA RELATIVE TO DEFERRED PLEAS FOR DOMESTIC VIOLENCE ABUSERS. – sponsored by **Senator V. Anthony Ada**.
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IV. Closing Remarks

V. Adjournment

The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Adolpho B. Palacios, Sr., or via fax to 472-5022, or via email to SenABPalacios@gmail.com. Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at 472-5047/5048.

Office/Mailing Address: 155 Hesler Place, Hagåtña Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com



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I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

June 13, 2011

The Honorable Leonardo Rapadas
Attorney General
Office of the Attorney General
287 West O'Brien Drive
Hagåtña, Guam 96910

RE: Public Hearing
Wednesday, June 15, 2011

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Sincerely,

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Office/Mailing Address: 155 Hessler Place, Hagatña Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

Destination	Start Time	Time	Prints	Result	Note
AGO	06-14 08:54	00:00:22	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
BND: Double-Sided Binding Direction, SB: Special original, FCODE: F-Code, RTX: Re-TX,
RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full,
LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error,
DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



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June 13, 2011

Fred E. Bordallo
Chief of Police
Guam Police Department
Building 233 Central Avenue
Tiyan, Guam 96912

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Wednesday, June 15, 2011

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TX Result Report

P 1
06/14/2011 08:55
Serial No. A02ED11003085
TC: 136443

Destination	Start Time	Time	Prints	Result	Note
GPD	06-14 08:55	00:00:23	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-Code, RTX: Re-TX,
RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full,
LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error,
DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



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I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 228-31 (COR)

Introduced by:

Adolpho B. Palacios, Sr. 

2011 JUN -7 AM 10:57 

AN ACT TO AMEND §78106 OF CHAPTER 78, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM COMMUNITY POLICE REVIEW COMMISSION TO CONDUCT MEETINGS AND RELEVANT ACTIVITIES WITHIN GUAM POLICE DEPARTMENT FACILITIES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that §78106 of Chapter 78, Title 10 Guam Code Annotated prohibits
4 the Guam Community Police Review Commission (“Commission”) from
5 holding regular meetings in any building of the Guam Police Department
6 (GPD). This prohibition contradicts a provision in P.L. 31-33 which
7 designates GPD to provide the Commission with the necessary
8 administrative and clerical support, including a venue for meetings of the
9 organization. It also places an unnecessary burden for GPD to provide a
10 venue outside of its facilities for Commission meetings.

11 It is the intent of *I Liheslaturan Guåhan* to remove such prohibitive
12 language contained in §78106 of Chapter 78, Title 10 Guam Code
13 Annotated, to allow GPD to provide administrative, clerical, and logistical
14 support to the Commission.

15 **Section 2. Meetings.** §78106 of Chapter 78, Title 10 Guam Code
16 Annotated is hereby *amended* as follows:

1 **“78106. Meetings.**

2 The Commission shall meet once every month at a regularly
3 scheduled time and place for the purpose of conducting evidentiary
4 hearings and/or to conduct any other business necessary to the
5 operation of the Commission. Regular meetings ~~shall not~~ may be held
6 in any building in which the Department is located, including but not
7 limited to, Police Precincts. Special meetings may be called by the
8 Chairperson or by three (3) members of the Commission at such
9 additional times and places as deemed. At least once every three (3)
10 months, or as it determines, the Commission may meet in any other
11 places and locations throughout Guam for the purpose of encouraging
12 interest and facilitating attendance by people in the various
13 municipalities in Guam at the meetings.

14 All meetings shall be open to the public, *unless* the
15 Commission, in order to protect the rights and privacy of individuals
16 in accordance with all applicable laws, decides otherwise and if such
17 closed meeting is *not* waived by the individual concerned. The
18 Commission shall cause to be kept a proper record of its proceedings.
19 The records and files of the Commission and its officers shall include,
20 but not be limited to, all official correspondence, or copies thereof, to
21 and from the Commission and its members, gathered in their official
22 capacities, and shall be kept and open for inspection by the public at
23 reasonable times in a location to be determined by the Commission.”

24 **Section 3. Effective Date.**

25 This Act shall be effective upon enactment.