

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

April 19, 2011

31-11-445

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

4/19/11
9:04 AM
EBC

APR 20 AM 8:18
LUC

Dear Madame Speaker:

Transmitted herewith is Bill No. 75-31 (COR) "AN ACT TO ADD NEW §§78103.1, 78103(a)(5) AND 78103(d)(1) TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON", which I signed into law on April 18, 2011 as Public Law 31-33.

Senseramente,


EDDIE BAZA CALVO

Attachment: copy of Bill

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. 75-31 (COR)**, "AN ACT TO *ADD NEW §§78103.1, 78103(a)(5) AND 78103(d)(1) TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON*", was on the 4th day of April, 2011, duly and regularly passed.



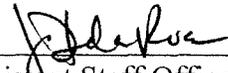
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 7th day of April, 2011, at
09:50 o'clock A.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date:

APR 18 2011

Public Law No. 31-33

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

Bill No. 75-31 (COR)

As amended on the Floor.

Introduced by:

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

AN ACT TO ADD NEW §§78103.1, 78103(a)(5) AND 78103(d)(1) TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the Community Partnership for Police Accountability Law of 1999 established
4 the Guam Community Police Review Commission for the purpose of receiving and

1 investigating allegations of misconduct on the part of an employee or employees of
2 the Guam Police Department, and providing a report on its findings and presenting
3 recommendations on any proposed action to be implemented in an effort to address
4 concerns by the community. Since the enactment of this mandate, the Commission
5 members have yet to be appointed and empanelled, which could be a result of the
6 need to identify and ensure that the Commission receives administrative support
7 necessary to initiate and to perform its activities.

8 Therefore, it is the intent of *I Liheslaturan Guåhan* to enact provisions
9 which would require that Commission members be appointed by the respective
10 appointing authorities, and that the Guam Police Department provide the
11 administrative and operational support that is needed for the Commission to carry
12 out its activities in addressing community complaints and concerns.

13 **Section 2.** A new §78103(a)(5) is hereby *added* to Chapter 78 of Title 10,
14 Guam Code Annotated, to read as follows:

15 “(5) Appointment Documents. The Guam Police Department *shall*
16 be responsible for the receipt and retention of any and all appointment
17 documents of the members of the Commission, and *shall* notify *I*
18 *Maga’lahen Guåhan* and *I Liheslaturan Guåhan*, where applicable, of such
19 appointments and expiration of terms *no later than* fifteen (15) days
20 following the receipt or acknowledgement of such timelines.”

21 **Section 3.** A new §78103(d)(1) is hereby *added* to Chapter 78 of Title 10,
22 Guam Code Annotated, to read as follows:

23 “(1) Appointment of an Interim Chairperson to the Commission. *I*
24 *Maga’lahen Guåhan shall* appoint an interim chairperson from among
25 his/her appointments to conduct the initial meeting for the Commission, and
26 *shall* serve until such time that the Commission members, in accordance

1 with the provisions of this Chapter, selects its Chairperson and other
2 leadership.”

3 **Section 4.** A new §78103.1 is hereby *added* to Chapter 78 of Title 10,
4 Guam Code Annotated, to read as follows:

5 **“§78103.1. Administrative Support for the Commission.**

6 The Guam Police Department, through the Chief of Police, is hereby
7 designated to provide the necessary administrative and clerical support, to
8 include a meeting place, to the Commission, and *shall* ensure that the
9 administrative provisions contained in this Chapter are properly adhered to.
10 The Chairperson of the Commission, in cooperation with the Chief of Police,
11 may request for budgetary support from *I Liheslaturan Guåhan* in the Guam
12 Police Department’s annual budget submission, which *shall* be so
13 identified.”

14 **Section 5. Effective Date.** The provisions contained herein *shall* be
15 effective upon the enactment of this Act.

16 **Section 6. Severability.** *If* any provision of this Act or its application to
17 any person or circumstance is found to be invalid or contrary to law, such
18 invalidity *shall not* affect other provisions or applications of this Act which can be
19 given effect without the invalid provisions application, and to this end the
20 provisions of this Act are severable.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: 4/4/11

VOTING SHEET

Bill No. 75-31(COR)

Resolution No. _____

Question: _____

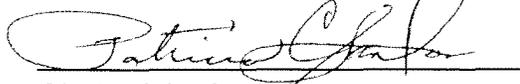
NAME	<u>YEAS</u>	<u>NAYS</u>	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.					EA
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, 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

14

1

CERTIFIED TRUE AND CORRECT:


 Clerk of the Legislature

* 3 Passes = No vote
 EA = Excused Absence



Thirty-First
Guam Legislature

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

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

March 14, 2011

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

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

RE : Committee Report – Bill No. 75-31 (COR).

The Committee on Public Safety, Law Enforcement and Judiciary, to which was referred, **Bill No. 75-31 (COR) – AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION "§78103.1" AND NEW SUBSECTIONS "(A.1)" AND "(D.1)" TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED,** hereby reports out with the recommendation **TO PASS**.

Committee Votes are as follows:

<u>10</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

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-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

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Muna

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

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



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

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT
ON
BILL NO. 75-31 (COR)
By Senator Adolpho B. Palacios, Sr.

AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION "§78103.1" AND NEW SUBSECTIONS "(A.1)" AND "(D.1)" TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED.

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Thirty-First
Guam Legislature

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

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

March 9, 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. 75-31 (COR).

Transmitted herewith for your consideration is the Committee Report on **Bill No. 75-31 (COR)** – **“AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION “§78103.1” AND NEW SUBSECTIONS “(A.1)” AND “(D.1)” TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED.”** – sponsored by Senator Adolpho B. Palacios, Sr.

This report includes the following:

- Committee Voting Sheet
- Committee Report Digest
- Copy of Bill No. 75-31 (COR) as introduced
- Public Hearing Sign-in Sheets
- Copies of testimony submitted and supporting documents
- Copy of COR Referral of Bill No. 75-31 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Miscellaneous related 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 T. Won Pat, Ph.D.
Member
- Senator Tina R. Muña-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-Taijeron
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

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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. 75-31 (COR) – An act relative to providing the Guam Community Police Review Commission with administrative and clerical support necessary for the conduct of its activities, and allowing for the appointment of an interim chairperson; through adding a new section "§78103.1" and new subsections "(A.1)" and "(D.1)" to Section §78103 all to Chapter 78 of Title 10, Guam Code Annotated.

SENATOR	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE
Adolpho B. Palacios, Sr. Chairman		3/9/11 ✓				
Thomas C. Ada Vice Chairman		3/14/11 ✓				
Tina R. Muña-Barnes Member		3/13/11 ✓				
Judith P. Guthertz, DPA Member		3/9/11 ✓				
Rory J. Respicio Member		3/11/11 ✓				
Dennis G. Rodriguez, Jr. Member						
Judith T. Won Pat, Ed.D. Member		3/14/11 ✓				
V. Anthony Ada Member		3/10/11 ✓				
Christopher M. Duenas Member		3/10/11 ✓				
Mana Silva Tajeron Member		3/10/11 ✓				
Aline A. Yamashita, Ph.D. Member		3/10/11 ✓				



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. 75-31 (COR) – “An act relative to providing the Guam Community Police Review Commission with administrative and clerical support necessary for the conduct of its activities, and allowing for the appointment of an interim chairperson; through adding a new section “§78103.1” and new subsections “(A.1)” and “(D.1)” to Section §78103 all to Chapter 78 of Title 10, Guam Code Annotated.” – sponsored by Senator Adolpho B. Palacios, Sr.

I. OVERVIEW

The Committee on Public Safety, Law Enforcement and Judiciary convened the public hearing on March 1, 2010 at 9:03 a.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 75-31 (COR) - “An act relative to providing the Guam Community Police Review Commission with administrative and clerical support necessary for the conduct of its activities, and allowing for the appointment of an interim chairperson; through adding a new section “§78103.1” and new subsections “(A.1)” and “(D.1)” to Section §78103 all to Chapter 78 of Title 10, Guam Code Annotated” - 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 February 21, 2011 (5-day Notice) and on February 25, 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. “Tom” Ada, Vice Chairman
Senator V. Anthony “Tony” Ada, member
Senator Mana Silva Taijeron, member
Senator Christopher M. Duenas, member
Senator vicente c. “ben” pangelinan

Individual(s) registered for oral or written testimony:

Captain Chris Castro, Jr., Guam Police Department, provided oral testimony in support of the Bill.

Lieutenant Joseph Carbullido, Guam Police Department, provided written testimony at the direction of Chief Fred Bordallo in support of the Bill. Sergeant Bert Sardoma, Guam Police Department, provided oral testimony.

II. SUMMARY OF TESTIMONIES

Chairman Adolpho B. Palacios, Sr. convened the public hearing for the Committee on Public Safety, Law Enforcement and Judiciary at 9:05 a.m., read the title of Bill 75-31 (COR) and summarized its contents. The Chairman gave a brief description of the Guam Community Police Review Commission and explained a number of technical deficiencies in the current law which would be addressed by the Bill. Chairman Palacios called the panel of Captain Chris Castro, Jr., and Sergeant Bert Sardoma to testify.

Captain Chris Castro read the written testimony of Lieutenant Carbullido. He stated that the Guam Police Department and its Chief, Fred Bordallo, are in full support of Bill 75. He stated that the Bill will increase the need for administrative support for the Department, which should be met by increased appropriations. Further, he wrote that commission members be candidates with law enforcement backgrounds so that they understand the challenges faced by officers to decide upon disciplinary action. (*See attached written testimony.*)

Sergeant Bert Sardoma stated that he had been tasked with reading the testimony of Lieutenant Carbullido but deferred to Captain Castro to deliver the testimony.

Senator Pangelinan stated that he supports finally activating the Community Police Review Commission. He said that he believes the existing law is sufficient, but that the proposed bill helps to clarify procedures.

Captain Castro said that they look forward to the formation of the Commission. He stated that it is a step forward that will provide transparency and accountability for Department personnel.

Senator Tajeron asked what would be required to activate the Commission. Captain Castro replied that two (2) administrative personnel would be needed.

Senator Duenas stated that he believes the bill to be timely. He said that he supports it and asked that this could incorporate a broader scope and responsibility for the Commission, encompassing additional law enforcement agencies.

Chairman Adolpho B. Palacios, Sr., declared that Bill No. 75-31(COR) is duly heard. The Chairman concluded the hearing and requested that written testimony be submitted within the next ten (10) days. He adjourned the hearing at 11:05 a.m.

III. WRITTEN TESTIMONIES

Lieutenant Joseph S. Carbullido, Guam Police Department. Lieutenant Carbullido stated that the Guam Police Department and its Chief, Fred Bordallo, are in full support of Bill 75. He stated that the Bill will increase the need for administrative support for the Department, which should be met by increased appropriations. Further, he wrote that commission members be candidates with law enforcement backgrounds so that they understand the challenges faced by officers to decide upon disciplinary action. *(See attached written testimony.)*

No further written testimony received within the ten (10) day period after the public hearing.

IV. FINDINGS AND RECOMMENDATIONS

The Committee on Public Safety, Law Enforcement and Judiciary hereby reports out **Bill No. 75-31 (COR) as introduced** with the recommendation **TO PASS**.

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

Bill No. 75-31(cor)
Introduced by:

ADOLPHO B. PALACIOS, SR.

2011 FEB - 8 PM 2:32
MMW

AN ACT RELATIVE TO PROVIDING THE GUAM
COMMUNITY POLICE REVIEW COMMISSION
WITH ADMINISTRATIVE AND CLERICAL
SUPPORT NECESSARY FOR THE CONDUCT OF
ITS ACTIVITIES, AND ALLOWING FOR THE
APPOINTMENT OF AN INTERIM CHAIRPERSON;
THROUGH ADDING A NEW SECTION “§78103.1”
AND NEW SUBSECTIONS “(A.1)” AND “(D.1)” TO
SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10,
GUAM CODE ANNOTATED.

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

2 **Section 1. Legislative Findings and Intent.**

3 I Liheslaturan Guahan finds that the Community Partnership
4 for Police Accountability Law of 1999 established the Guam
5 Community Police Review Commission for the purpose of receiving
6 and investigating allegations of misconduct on the part of an
7 employee or employees of the Guam Police Department, and
8 providing a report on its findings and presenting recommendations
9 on any proposed action to be implemented in an effort to address
10 concerns by the community. Since the enactment of this mandate, the
11 Commission members have yet to be appointed and empanelled,

1 which could be a result of the need to identify and ensure that the
2 Commission receives administrative support necessary to initiate and
3 to perform its activities.

4 Therefore, this provision would require that Commission
5 members be appointed by the respective appointing authorities and
6 that the Guam Police Department provide the administrative and
7 operational support that is needed for the Commission to carry out
8 its activities in addressing community complaints and concerns.

9 **Section 2. Appointment Documents.**

10 A new subsection "(a.1)" is hereby added to Section §78103 of
11 Chapter 78, Title 10, Guam Code Annotated, relative to the
12 appointment of members of the Commission, to read as follows:

13 "(a.1). The Guam Police Department shall be responsible
14 for the receipt and retention of any and all appointment
15 documents of the members of the Commission, and shall
16 notify I Maga'lahaen Guahan and I Liheslaturan Guahan,
17 where applicable, of such appointments and expiration of
18 terms no later than fifteen (15) days following the receipt or
19 acknowledgement of such timelines."

20 **Section 3. Appointment of an Interim Chairperson to the**
21 **Commission.**

1 A new subsection “(d.1)” is hereby added to Section §78103
2 of Chapter 78 of Title 10, Guam Code Annotated, relative to the
3 appointment of an Interim Chairperson for the Commission, to
4 read as follows:

5 “(d.1). The Maga’lahen Guahan shall appoint an interim
6 chairperson from among his/her appointments to conduct the
7 initial meeting for the Commission, and shall serve until such
8 time that the Commission members, in accordance with the
9 provisions of this Chapter, selects its Chairperson and other
10 leadership.”

11 **Section 4. Administrative Support for the Commission.**

12 A new Section §78103.1 is hereby added to Chapter 78 of Title
13 10, Guam Code Annotated, relative to the administrative support
14 for the Guam Community Police Review Commission, to read as
15 follows:

16 **“§78103.1. Administrative Support for the Commission.**

17 The Guam Police Department, through the Chief of Police, is
18 hereby designated to provide the necessary administrative
19 and clerical support, to include a meeting place, to the
20 Commission, and shall ensure that the administrative
21 provisions contained in this Chapter are properly adhered to.

22 The Chairperson of the Commission, in cooperation with the

1 Chief of Police, may request for budgetary support from I
2 Liheslaturan Guahan in the Guam Police Department's
3 annual budget submission, which shall be so identified."

4 **Section 5. Effective Date.**

5 The provisions contained herein shall be effective upon the
6 enactment of this Act.

7 **Section 6. Severability.**

8 If any provision of this Act or its application to any person or
9 circumstance is found to be invalid or contrary to law, such invalidity
10 shall not affect other provisions or applications of this Act which can
11 be given effect without the invalid provisions application, and to this
12 end the provisions of this Act are severable.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Uno na Liheslaturan Guahan

**SENATOR ADOLPHO B. PALACIOS, SR.
CHAIRMAN**

Tuesday, March 1, 2011

Bill No. 75-31 (COR) – AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION “§78103.1” AND NEW SUBSECTIONS “(A.1)” AND “(D.1)” TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED. – by Senator Adolpho B. Palacios, Sr.

NAME (Please Print)	AGENCY/ORGANIZATION	CONTACT NUMBER	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR
✓ Capt. Castro	GPD	8475-8539		✓	✓	
✓ Sgt. SARDINA	GPD	675-8527		✓		



EDDIE BAZA CALVO
Governor of Guam

RAY S. TENORIO
Lieutenant Governor

GUAM POLICE DEPARTMENT

DIPATTAMENTON POLISIAN GUAHAN



FRED E. BORDALLO, JR.
Chief of Police

RICARDO M. LEON GUERRERO
Major
Acting Police Commander

Government of Guam

Bldg No. 233, Central Avenue, Tiyan, Guam 96913
Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512
Fax: (671) 472-4036

February 28, 2011

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

Subject: **Written Testimony**
Re: **Bill 75-31**

Dear Senator Palacios:

Buenas yan Hafa Adai, I am submitting this written testimony relative to Bill 75-31, an act to add a new section §78103.1 and subsections (A.1) and (D.1) of Chapter 78 of Title 10, Guam Code Annotated, relative to providing the Guam Community Police Review Commission with administrative and clerical support necessary to conduct its activities, and allowing for the appointment of an interim chairperson.

On behalf of the Guam Police Department (GPD) and the Chief of Police Fred Bordallo, we are in support of the Bill. We, however, are requesting that additional appropriations be made to our budget by the legislature since providing such administrative and clerical support will require additional man hours, office space, office equipment and supplies, and other resources.

We also recommend that the commission members appointed be comprised of candidates with some law enforcement background to ensure that they understand and have an idea of the recommended challenges and circumstances that officers are faced with when deciding on what disciplinary action to take, if any.

In conclusion, we respectfully request for the recommendation mentioned herewith to be considered and included in Bill 75-31.

Sincerely,


JOSEPH S. CARBULLIDO, Lieutenant
by direction

JSC/FEBJR:gcc

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 75-31 (COR)**

AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION "§78103.1" AND NEW SUBSECTIONS "(A.1) AND "(D.1)" TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Police Department	Dept./Agency Head: Fred Bordallo, Acting
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: _____

20/2/11

Analyst: <u>N. Quinata</u>	Date: _____	Director: <u>Benita Mangiona</u>	Date: <u>2/23/11</u>
N. Quinata		Benita A. Mangiona, Acting Director	

Footnotes:
The Bill has a potential for additional costs to the Guam Police Department due to the requirement for the department to provide necessary administrative and clerical support for the Commission. GPD may request for funding in subsequent budget requests. However, in its present form, that impact cannot be determined at this time.



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan 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

February 9, 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 Nos. 73-31 (COR) through 75-31 (COR)**

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 73-31 (COR) through 75-31 (COR).

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

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

Si Yu'os ma'åse!

(3) Attachments

2011 FEB -9 PM 3:45
EKOM

I Mina'Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

February 8, 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? Vetoed? Overridden? Public Law?
75-31 (COR)	A. B. Palacios, Sr.	AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION "§78103.1" AND NEW SUBSECTIONS "(A.1)" AND "(D.1)" TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED	2/08/11 2:22 p.m.	2/9/11		Committee on Public Safety, Law Enforcement and Judiciary.			



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

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

February 21, 2011

(Pursuant to §8107, Title 5 GCA – 5 day notice prior to hearing date)

The Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a public hearing starting at **9:00 am, Tuesday, March 1, 2011**, at *I Liheslaturan Guåhan's* Public Hearing Room in Hagåtña, on the following:

- **Bill No. 75-31 (COR) – AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION “§78103.1” AND NEW SUBSECTIONS “(A.1)” AND “(D.1)” TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED. – by Senator Adolpho B. Palacios, Sr.**
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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 Hester Place, Hagatña Guam 96910

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



Adolpho Palacios <senabpalacios@gmail.com>

1st Notice of Public Hearing scheduled for March 1, 2011

1 message

Adolpho Palacios <senabpalacios@gmail.com>

Mon, Feb 21, 2011 at 8:53 AM

To: speaker@judiwonpat.com, senator@senatorbjcruz.com, Secretary Tina Rose Muna-Barnes <tinamunabarnes@gmail.com>, "Majority Leader Rory J. Respicio" <roryforguam@gmail.com>, Senator Tom Ada <tom@senatorada.org>, senatortonyada@guamlegislature.org, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, duenasenator@gmail.com, "Asst. Majority Leader Judith P. Guthertz, DPA" <judiguthertz@pticom.com>, senatorsam@senatormabini.com, "Senator Ben C. Pangelinan" <senbenp@guam.net>, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline4families@gmail.com, "Atty. Therese Terlaje" <tterlaje@guam.net>

February 21,
March 1, 2011

(Pursuant to §8107, Title 5 GCA – 5-day notice prior to hearing date)

PUBLIC HEARING NOTICE

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Adolpho Palacios <senabpalacios@gmail.com>

1st Notice of Public Hearing scheduled for March 1, 2011

1 message

Adolpho Palacios <senabpalacios@gmail.com>

Mon, Feb 21, 2011 at 8:59 AM

To: clerks@guamlegislature.org, Pat Santos <psantos@guamlegislature.org>, rtague@guamlegislature.org, Rennae Perez <rennae@guamlegislature.org>, sgtarms@guamlegislature.org, yong@guamlegislature.org, mark@judiwonpat.com, garrett.duenas@senatorbjcruz.com, cmunabrecht@guamlegislature.org, Stephanie Mendiola <sem@guamlegislature.org>, nsantos@senatorada.org, cyrus@senatorada.org, louise_atalig@yahoo.com, Mary Fejeran <maryfejeran@gmail.com>, leslie.g@senatormabini.com, cipo@guamlegislature.org, alerta.jermaine@gmail.com, evelyn4families@gmail.com

February 21,
March 1, 2011

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Adolpho Palacios <senabpalacios@gmail.com>

1st Notice of Public Hearing scheduled for March 1, 2011

2 messages

Adolpho Palacios <senabpalacios@gmail.com>

Mon, Feb 21, 2011 at 8:56 AM

To: sabrina@kuam.com, jason@kuam.com, mindy@kuam.com, news@kuam.com, news@spbgum.com, news@guampdn.com, kstone@ite.net, parroyo@spbgum.com, rgibson@k57.com, dmgeorge@guampdn.com, dmgeorge@guam.gannett.com, Catriona Melyan <cmelyan@guampdn.com>, amier@mvguam.com, marvic@mvguam.com, ads@mvguam.com, zytaitano@gmail.com, jtyquiengco@spbgum.com, clynt@spbgum.com

February 21,
March 1, 2011

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special accommodations or services, please contact Julian Janssen or Jennifer Dulla at 472-5047/5048.

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Mon, Feb 21, 2011 at 8:56 AM

To: senabpalacios@gmail.com

Delivery to the following recipient failed permanently:

news@kuam.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the recipient domain. We recommend contacting the other email provider for further information about the cause of this error. The error that the other server returned was: 550 550-5.1.1 The email account that you tried to reach does not exist. Please try 550-5.1.1 double-checking the recipient's email address for typos or 550-5.1.1 unnecessary spaces. Learn more at 550 5.1.1 <http://mail.google.com/support/bin/answer.py?answer=6596> g7si13115733bkg.32 (state 17).

----- Original message -----

MIME-Version: 1.0

Received: by 10.223.86.196 with SMTP id t4mr985783fal.34.1298242592067; Sun, 20 Feb 2011 14:56:32 -0800 (PST)

Received: by 10.223.164.11 with HTTP; Sun, 20 Feb 2011 14:56:32 -0800 (PST)

Date: Mon, 21 Feb 2011 08:56:32 +1000

Message-ID: <AANLkTinhZg9axSDHGYN0QesL9K3iXK5TWHYmYrTAqdf+@mail.gmail.com>

Subject: 1st Notice of Public Hearing scheduled for March 1, 2011

From: Adolpho Palacios <senabpalacios@gmail.com>

To: sabrina@kuam.com, jason@kuam.com, mindy@kuam.com, news@kuam.com, news@spbguam.com, news@guampdn.com, kstonews@ite.net, parroyo@spbguam.com, rgibson@k57.com, dmgeorge@guampdn.com, dmgeorge@guam.gannett.com, Catriona Melyan <cmelyan@guampdn.com>, amier@mvquam.com, marvic@mvquam.com, ads@mvquam.com, zytaitano@gmail.com, ityquiengco@spbguam.com, clynt@spbguam.com

Content-Type: multipart/alternative; boundary=20cf30433f7a885257049cbea82c

March 1, 2011

[Quoted text hidden]



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

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

FACSIMILE TRANSMITTAL SHEET

DATE: February 21, 2011

TO: Pacific Daily News 477-3079 (Attention: Government Meetings)
Marianas Variety 648-2007 (Attention: Community Page)
KUAM/Isla 630 637-9865/9870
Pacific News Center 477-0793
Marianas Media 477-2240
K-57/Power 98 477-3982
Hit Radio 100 472-7663
KStereo/KISH 477-6411
Glimpses 649-8883

FROM: Office of Senator Adolpho B. Palacios, Sr.

SUBJECT: *FIRST Notice of Public Hearing scheduled for March 1, 2011*

PAGES: 1 (including this sheet)

February 21,
~~March 1,~~ 2011

(Pursuant to §8107, Title 5 GCA – 5-day notice prior to hearing date)

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

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

Broadcast Report

P 1
02/21/2011 09:19

Serial No. A02E011003085
TC: 123803

Destination	Start Time	Time	Prints	Result	Note
PDN	02-21 09:02	00:00:37	001/001	OK	
KUAM	02-21 09:03	00:00:23	001/001	OK	
PNC	02-21 09:04	00:00:21	001/001	OK	
K57	02-21 09:04	00:00:19	001/001	OK	
HIT RADIO 100	02-21 09:05	00:00:20	001/001	OK	
GLIMPSES	02-21 09:06	00:00:21	001/001	OK	
KSTEREO/KISH	02-21 09:08	00:00:41	001/001	OK	
6379870	02-21 09:09	00:00:19	001/001	OK	
4772240	02-21 09:09	00:05:48	001/001	OK	
MARIANAS VARIETY	02-21 09:18	00:00:26	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,
SND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX,
RLV: 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 Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

FACSIMILE TRANSMITTAL SHEET

DATE: February 21, 2011

TO: Pacific Daily News 477-3079 (Attention: Government Meetings)
Marianas Variety 648-2007 (Attention: Community Page)
KUAM/Isla 630 637-9865/9870
Pacific News Center 477-0793
Marianas Media 477-2240
K-57/Power 98 477-3982
Hit Radio 100 472-7663
KStereo/KISH 477-6411
Glimpses 649-8883

FROM: Office of Senator Adolpho B. Palacios, Sr.

SUBJECT: FIRST Notice of Public Hearing scheduled for March 1, 2011

PAGES: 1 (including this sheet)

March 1, 2011
(Pursuant to §8107, Title 5 GCA - 5-day notice prior to hearing date)

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Adolpho Palacios <senabpalacios@gmail.com>

SECOND NOTICE OF PUBLIC HEARING

1 message

Adolpho Palacios <senabpalacios@gmail.com>

Fri, Feb 25, 2011 at 10:59 AM

To: speaker@judiwonpat.com, senator@senatorbjcruz.com, senator@tinamunabarnes.com, "Majority Leader Rory J. Respicio" <roryforguam@gmail.com>, Senator Tom Ada <tom@senatorada.org>, senatortonyada@guamlegislature.org, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, duenasenator@gmail.com, "Asst. Majority Leader Judith P. Guthertz, DPA" <judiguthertz@pticom.com>, senatorsam@senatormabini.com, "Senator Ben C. Pangelinan" <senbenp@guam.net>, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline Yamashita <Aline4families@gmail.com>
 Cc: clerks@guamlegislature.org, sgtarms@guamlegislature.org, yong@guamlegislature.org, "Atty. Therese Terlaje" <tterlaje@guam.net>, garrett.duenas@senatorbjcruz.com, chris.carillo@senatorbjcruz.com, chelsea@tinamunabarnes.com, cyrus@senatorada.org, louise_atalig@yahoo.com, Mary Fejeran <maryfejeran@gmail.com>, leslie.g@senatormabini.com, cipo@guamlegislature.org, alerta.jermaine@gmail.com, evelyn4families@gmail.com

February 25, 2011

(Pursuant to §8107, Title 5 GCA – 48-hour notice prior to hearing date)

PUBLIC HEARING NOTICE

The Committee on Public Safety, Law Enforcement, and Judiciary has scheduled a public hearing starting at 9:00 am, Tuesday, March 1, 2011, at *I Liheslaturan Guåhan's* Public Hearing Room in Hagåtña, on the following:

- **Bill No. 75-31 (COR) – AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION “§78103.1” AND NEW SUBSECTIONS “(A.1)” AND “(D.1)” TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED. – by Senator Adolpho B. Palacios, Sr.**
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- **Bill No. 67-31 (COR) – AN ACT TO ADD A NEW §3347 TO CHAPTER 3 OF ARTICLE 3 AND A NEW §7177 TO CHAPTER 7 OF 17GCA RELATIVE TO ENHANCING THE PENALTIES**

FOR MOVING VIOLATIONS INVOLVING LARGE VEHICLES. – by Senator V. Anthony Ada

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 *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.



Adolpho Palacios <senabpalacios@gmail.com>

SECOND NOTICE OF PUBLIC HEARING

1 message

Adolpho Palacios <senabpalacios@gmail.com>

Fri, Feb 25, 2011 at 10:50 AM

To: sabrina@kuam.com, jason@kuam.com, mindy@kuam.com, news@spbguam.com, news@guampdn.com, kstone@ite.net, parroyo@spbguam.com, rgibson@k57.com, dmgeorge@guampdn.com, dmgeorge@guam.gannett.com, Catriona Melyan <cmelyan@guampdn.com>, mpieper@guampdn.com, amier@mvguam.com, marvic@mvguam.com, ads@mvguam.com, zytaitano@gmail.com, jtyquiengco@spbguam.com, clynt@spbguam.com

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

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

For Immediate Release
February 25, 2011

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Destination	Start Time	Time	Prints	Result	Note
PDN	02-25 11:18	00:00:34	001/001	OK	
KJAM	02-25 11:19	00:00:31	001/001	OK	
PNC	02-25 11:20	00:00:20	001/001	OK	
K57	02-25 11:21	00:00:18	001/001	OK	
HIT RADIO 100	02-25 11:21	00:00:18	001/001	OK	
KSTO	02-25 11:22	00:00:38	001/001	OK	
GLIMPSES	02-25 11:23	00:00:19	001/001	OK	
GPD	02-25 11:23	00:00:19	001/001	OK	
REV & TAX	02-25 11:24	00:00:34	001/001	OK	
MARIANAS VARIETY	02-25 11:25	00:00:24	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,
 RLV: 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 Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PUBLIC HEARING

9:00 am, Tuesday, March 1, 2011

I Liheslaturan Guåhan's Public Hearing Room, Hagåtña

AGENDA

- **Bill No. 75-31 (COR) – AN ACT RELATIVE TO PROVIDING THE GUAM COMMUNITY POLICE REVIEW COMMISSION WITH ADMINISTRATIVE AND CLERICAL SUPPORT NECESSARY FOR THE CONDUCT OF ITS ACTIVITIES, AND ALLOWING FOR THE APPOINTMENT OF AN INTERIM CHAIRPERSON; THROUGH ADDING A NEW SECTION “§78103.1” AND NEW SUBSECTIONS “(A.1)” AND “(D.1)” TO SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10, GUAM CODE ANNOTATED. – by Senator Adolpho B. Palacios, Sr.**
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Office/Mailing Address: 155 Hester Place, Hagåtña Guam 96910

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

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

Bill No. 25-31(cor)
Introduced by:

ADOLPHO B. PALACIOS, SR.

2011 FEB - 8 PM 2:32
M M M

AN ACT RELATIVE TO PROVIDING THE GUAM
COMMUNITY POLICE REVIEW COMMISSION
WITH ADMINISTRATIVE AND CLERICAL
SUPPORT NECESSARY FOR THE CONDUCT OF
ITS ACTIVITIES, AND ALLOWING FOR THE
APPOINTMENT OF AN INTERIM CHAIRPERSON;
THROUGH ADDING A NEW SECTION “§78103.1”
AND NEW SUBSECTIONS “(A.1)” AND “(D.1)” TO
SECTION §78103 ALL TO CHAPTER 78 OF TITLE 10,
GUAM CODE ANNOTATED.

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

2 **Section 1. Legislative Findings and Intent.**

3 I Liheslaturan Guahan finds that the Community Partnership
4 for Police Accountability Law of 1999 established the Guam
5 Community Police Review Commission for the purpose of receiving
6 and investigating allegations of misconduct on the part of an
7 employee or employees of the Guam Police Department, and
8 providing a report on its findings and presenting recommendations
9 on any proposed action to be implemented in an effort to address
10 concerns by the community. Since the enactment of this mandate, the
11 Commission members have yet to be appointed and empanelled,

1 which could be a result of the need to identify and ensure that the
2 Commission receives administrative support necessary to initiate and
3 to perform its activities.

4 Therefore, this provision would require that Commission
5 members be appointed by the respective appointing authorities and
6 that the Guam Police Department provide the administrative and
7 operational support that is needed for the Commission to carry out
8 its activities in addressing community complaints and concerns.

9 **Section 2. Appointment Documents.**

10 A new subsection "(a.1)" is hereby added to Section §78103 of
11 Chapter 78, Title 10, Guam Code Annotated, relative to the
12 appointment of members of the Commission, to read as follows:

13 "(a.1). The Guam Police Department shall be responsible
14 for the receipt and retention of any and all appointment
15 documents of the members of the Commission, and shall
16 notify I Maga'lahaen Guahan and I Liheslaturan Guahan,
17 where applicable, of such appointments and expiration of
18 terms no later than fifteen (15) days following the receipt or
19 acknowledgement of such timelines."

20 **Section 3. Appointment of an Interim Chairperson to the**
21 **Commission.**

1 A new subsection “(d.1)” is hereby added to Section §78103
2 of Chapter 78 of Title 10, Guam Code Annotated, relative to the
3 appointment of an Interim Chairperson for the Commission, to
4 read as follows:

5 “(d.1). The Maga’lahen Guahan shall appoint an interim
6 chairperson from among his/her appointments to conduct the
7 initial meeting for the Commission, and shall serve until such
8 time that the Commission members, in accordance with the
9 provisions of this Chapter, selects its Chairperson and other
10 leadership.”

11 **Section 4. Administrative Support for the Commission.**

12 A new Section §78103.1 is hereby added to Chapter 78 of Title
13 10, Guam Code Annotated, relative to the administrative support
14 for the Guam Community Police Review Commission, to read as
15 follows:

16 **“§78103.1. Administrative Support for the Commission.**

17 The Guam Police Department, through the Chief of Police, is
18 hereby designated to provide the necessary administrative
19 and clerical support, to include a meeting place, to the
20 Commission, and shall ensure that the administrative
21 provisions contained in this Chapter are properly adhered to.
22 The Chairperson of the Commission, in cooperation with the

1 Chief of Police, may request for budgetary support from I
2 Liheslaturan Guahan in the Guam Police Department's
3 annual budget submission, which shall be so identified."

4 **Section 5. Effective Date.**

5 The provisions contained herein shall be effective upon the
6 enactment of this Act.

7 **Section 6. Severability.**

8 If any provision of this Act or its application to any person or
9 circumstance is found to be invalid or contrary to law, such invalidity
10 shall not affect other provisions or applications of this Act which can
11 be given effect without the invalid provisions application, and to this
12 end the provisions of this Act are severable.