

MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN  
TWENTY-NINTH GUAM LEGISLATURE  
2008 (SECOND) REGULAR SESSION

81  
BILL NO. 270(EC)  
INTRODUCED BY:

2008 APR 9 PM 3:22  
A. B. PALACIOS, SR. 

AN ACT RELATIVE TO PROVIDING FOR THE RECRUITMENT AND HIRING OF 100 NEW UNIFORMED POLICE OFFICERS FOR THE GUAM POLICE DEPARTMENT BY THE YEAR 2013 TO FURTHER ENSURE THE SAFETY OF OUR STREETS AND NEIGHBORHOODS, PARTICULARLY IN CONSIDERATION OF THE ANTICIPATED INCREASE IN CIVILIAN AND MILITARY POPULATION IN THE UPCOMING YEARS; APPROPRIATING THE SUMS NECESSARY FOR THE INITIAL IMPLEMENTATION AND HIRING OF ADDITIONAL POLICE OFFICERS IN FISCAL YEAR 2009; AND THROUGH ADDING A NEW SECTION §77135 TO CHAPTER 77, DIVISION 3 (PUBLIC SAFETY), TITLE 10, GUAM CODE ANNOTATED; THIS PROVISION SHALL HENCEFORTH BE KNOWN AS THE "ISLAND-WIDE NEIGHBORHOOD PATROL PUBLIC SAFETY PROTECTION ACT OF 2008".

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 Section 1. Legislative Findings and Intent.

2 *I Liheslaturan Guåhan* finds that the island community has been aware  
3 of the impending increase in military through the buildup of U. S. Marines  
4 presence in the upcoming years. It has been estimated that the relocation  
5 of the Marines component from Japan may reach as high as 8,000  
6 uniformed Marines personnel to be stationed in Guam, with accompanying  
7 family members of approximately 10,000 individuals, with a possible total  
8 of 18,000 additional military-related personnel and family members

1 residing on Guam by the year 2013. Furthermore, it has been estimated  
2 that because of the increased military presence on Guam, a corresponding  
3 increase in the civilian population to support Guam's expanded military  
4 and business community activities may result in an increase in additional  
5 civilian personnel beyond the regular census population growth. With this  
6 potential increase in military personnel, their family members, and the  
7 civilian population, the overall population expansion in the upcoming  
8 years result in a noteworthy increase of Guam residents; thus impacting  
9 the island infrastructure to include utilities, roads, public safety, education,  
10 healthcare services, and Guam's way of life. The most recent Guam  
11 Transportation Plan 2030 formulated by the Department of Public Works  
12 estimates that due to the impending military relocation and  
13 complementary population adjustments, the island's population will  
14 increase to a level of approximately 225,000 residents by the year 2013, this  
15 in their estimates reflect a 23% increase in the population over the course of  
16 the succeeding five years in comparison to the island's normal population  
17 growth rate.. As existing government-recognized entities review and plan  
18 for this anticipated increase in population and the impact to Guam and the  
19 island community, it is imperative that immediate efforts commence for  
20 addressing the increased requirement for the recruitment, training and  
21 proper equipping of law enforcement personnel to address this anticipated  
22 increase in population and to more effectively ensure the safety of the  
23 island community.

1           I Liheslaturan Guahan further finds that the recruitment, training and  
2 overall preparation of a new uniformed police officer prior to their official  
3 assignment into Guam’s streets and neighborhoods entails a somewhat  
4 extensive period of time; at times taking a minimum of six months for their  
5 initial training and curriculum, and then an additional six months for their  
6 on-the-job training to their respective precinct and field assignments.  
7 Because this requires at least a full year to ensure that each newly recruited  
8 and assigned uniformed police officer is adequately trained and prepared  
9 for field work, it is critical that efforts be made for the proper planning and  
10 timely recruitment of an adequate number of uniformed police officers to  
11 properly serve and protect our island community in the near future and in  
12 the years to come.

13           Therefore, this provision would present an aggressive and proactive  
14 outline for the overall increased requirement in uniformed police officers to  
15 adequately serve and protect the island community in the years ahead, and  
16 establish a straightforward community-wide police officer recruitment  
17 master plan that will ensure that Guam has the necessary uniformed police  
18 officers protecting our entire island community. Based on the proposed  
19 plan, the Guam Police Department will commence the necessary  
20 recruitment of such uniformed police officers over the course of the next  
21 several years to commence with fiscal year 2009. New uniformed police  
22 officers hired subsequent to this Act and in accordance with the provisions  
23 set forth herein, shall be assigned to the Neighborhood Patrol Unit of the

1 Guam Police Department, thus ensuring greater visibility and accessibility  
2 of Guam’s men and women in blue who are protecting our community by  
3 Guam residents.

4 **Section 2. Island-Wide Neighborhood Patrol Public Safety**  
5 **Protection Act of 2008.**

6 A new Section §77135 is hereby added to Chapter 77, Division 3  
7 (Public Safety), Title 10, Guam Code Annotated, relative to the Guam Police  
8 Department, to read as follows:

9 **“§77135. Island-Wide Neighborhood Patrol Public Safety**  
10 **Protection Act of 2008.**

11 a. This Act shall heretofore be referred to as the **“Island-**  
12 **wide Neighborhood Patrol Public Safety Protection Act**  
13 **of 2008”**, henceforth referred herein as the Public Safety  
14 Act of 2008.

15 b. The Public Safety Act of 2008 shall provide for the proper  
16 planning in the recruitment and hiring of new law  
17 enforcement officers to serve the Guam community  
18 through the Guam Police Department, and to provide for  
19 a uniformed police officer personnel master plan which  
20 shall present the minimal requirement for Guam’s public  
21 safety needs (uniformed police officers) for the entire  
22 island community over the course of the upcoming years,  
23 in an effort to address the public safety requirements of

1 the local community and the impending population  
2 increases anticipated due to the military buildup and the  
3 regular increases in the island's population as a result of  
4 normal population growth.

5 c. The uniformed police officers within the Guam Police  
6 Department existent on the date of the enactment of this  
7 Act is approximately 307 officers. For an estimated local  
8 population of 175,877 in 2008, this represents  
9 approximately one uniformed police officer protecting  
10 Guam's streets for every 573 residents. Based on the  
11 national average of police officer to population ratio  
12 provided by the Bureau of Justice Statistics Data,  
13 International Association of Chiefs of Police, the ratio for  
14 the size of Guam's 2008 estimated population should be  
15 1.9 police officers for every 1000 Guam residents.  
16 According to this national ratio, Guam should have no  
17 less than 334 uniformed police officers within the Guam  
18 Police Department in 2008. This insufficient ratio of  
19 representation of uniformed police officers to population  
20 must be addressed directly and increased to more closely  
21 reflect the national average, and to ensure that it no  
22 longer decrease exponentially and place unnecessary  
23 additional strain on the Guam Police Department and the

1 police officers. According to the Guam Transportation  
2 Plan 2030 prepared by the Department of Public Works,  
3 Guam's population is estimated to increase over the next  
4 five years by approximately 23%, from today's normal  
5 projected population estimate of 2008, to a level of 225,000  
6 Guam residents in the year 2013. Therefore, using this  
7 particular formula as of the date of this Act, and with the  
8 anticipated increase in Guam's population for both  
9 civilian and military personnel in the years ahead with an  
10 estimate of no less than 225,000 individuals residing in  
11 Guam to include military and family personnel, and  
12 individuals working and providing support services to  
13 the military and local business community, the revised  
14 minimum uniformed police officers required by the year  
15 2013 should be 428. This provision recognizes that the  
16 2010 Census will be conducted shortly, and would  
17 provide more accurate estimates on the population  
18 estimates in the years ahead. Based on this rough  
19 population estimate of 225,000 in the year 2013, the  
20 minimum number of uniformed police officers needed  
21 within the Guam Police Department to provide the *same*  
22 *level of public safety services* being provided on the date of  
23 this Act (i.e., for every 573 citizens) would be 393

1 uniformed police officers. This would translate into no  
2 less than 86 new officers to be recruited by the Guam  
3 Police Department by the year 2013. To better reflect the  
4 national quota of uniformed police officers to residents,  
5 this plan proposes that the Department increase its  
6 personnel not only by the minimum requirement of 86 as  
7 outlined above, but by a minimum of 100 additional  
8 uniformed police officers by the year 2013. The  
9 recruitment of these necessary police officers would be  
10 phased in and spread out through the succeeding five  
11 years, through 2013, making it feasible for the  
12 government of Guam to provide sufficient financing for  
13 the additional personnel and their complementary  
14 operational funding requirements. The additional 100  
15 new uniformed police officers is a positive movement  
16 toward improving Guam's ratio of police officers per 1000  
17 residents to a more acceptable level for providing  
18 necessary public safety protection services, and increasing  
19 the visibility and accessibility of law enforcement officials  
20 throughout our community. The implementation of this  
21 provision should therefore bring the Guam Police  
22 Department's uniformed police officer personnel strength  
23 from a present-day total of 307 to a minimum of 407

1 police officers serving Guam's community by the year  
2 2013.

3 d. In an effort to increase the uniformed police officers in the  
4 Guam Police Department to more closely reflect the  
5 national accepted ratio of police officers to residents and  
6 to provide adequate police protection, the Department  
7 shall recruit 100 additional uniformed police officers in  
8 accordance with the following annualized schedule over  
9 the course of the next five years:

10 i. Fiscal Year 2009, 20 new uniformed police  
11 officers,

12 j. Fiscal Year 2010, 20 new uniformed police  
13 officers,

14 k. Fiscal Year 2011, 20 new uniformed police  
15 officers,

16 l. Fiscal Year 2012, 20 new uniformed police  
17 officers.

18 m. Fiscal Year 2013, 20 new uniformed police  
19 officers.

20 The recruitment of the 100 new uniformed police officers,  
21 as authorized herein, shall be exclusive of police officer  
22 positions filled on the date of the passage of this Act.  
23 Any and all uniformed police officer positions within the



1           Guam Police Department that are filled as of the date of  
2           the adoption of this provision, shall continue to remain  
3           within the Department, and shall be subject to the Chief  
4           of Police's discretion in maintaining and appropriately  
5           recruiting for such positions. The aforementioned  
6           uniformed police officer positions authorized herein are  
7           hereby approved, and shall be subject to annual  
8           legislative funding appropriations.

9           The Chief of Police shall provide in the Guam Police  
10          Department's annual budgetary submissions the funding  
11          requirement for the effective and timely recruitment and  
12          training of the additional uniformed police officer  
13          positions as outlined herein, and to include the sum of no  
14          less than One Hundred Thousand Dollars (\$100,000.00)  
15          for operational and training requirements specifically  
16          related to the preparation of these additional  
17          neighborhood patrol police officers.

18          Any funds appropriated from any fiscal year for the  
19          above mentioned positions shall be available to the Guam  
20          Police Department for the uses as specified herein for that  
21          specific fiscal year, and shall carry-forward into  
22          subsequent fiscal years and be available to the

1 Department until such time said funds are fully  
2 expended.

- 3 e. Any and all of the new uniformed police officer positions  
4 recruited in accordance with the authorization provided  
5 herein shall be assigned to the Neighborhood Patrol Unit  
6 of the Guam Police Department for a minimum term of  
7 no less than five years prior to any subsequent  
8 assignments within the Department, thus further  
9 reinforcing the preservation of peace and the protection  
10 of our island's citizens and streets."

11 **Section 3. Appropriation for Fiscal Year 2009 for the initial**  
12 **implementation of the Island-wide Neighborhood Patrol Public Safety**  
13 **Protection Act of 2008.**

14 The sum of Six Hundred Thirty Thousand Dollars (\$630,000.00) is  
15 hereby appropriated from the General Fund in Fiscal Year 2009 to the  
16 Guam Police Department for the recruitment of the additional uniformed  
17 police officer positions as specifically outlined in this Act for fiscal year  
18 2009 only. The required funds identified herein reflect the following  
19 breakdown:

20	Police Recruits	\$26,500 (incl benefits)	X 20 =	\$530,000.00
21	Operational Training Funds		=	<u>\$100,000.00</u>
22	Total Funding Requirement (FY '09)			\$630,000.00

23 The funds appropriated above shall be available to the Guam Police

1 Department for the uses as specified herein, and shall carry-forward into  
2 subsequent fiscal years and be available to the Department until such time  
3 said funds are fully expended.

4 **Section 4. Severability Clause.**

5 If any of the provisions of this Act or the application thereof to any  
6 person or circumstance is held invalid, such invalidity shall not affect any  
7 other provision or application of this Act which can be given effect without  
8 the invalid provision or application, and to this end the provisions of this  
9 Act are severable.