

I MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN  
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 Guahan*  
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 Guahan* 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.