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MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Bill No. 429-31 (cor)

Introduced by:

Adolpho B. Palacios, Sr. 

**AN ACT TO ADD A NEW §66104.2 TO CHAPTER 66,
TITLE 10 OF THE GUAM CODE ANNOTATED
AND TO AMEND SECTION 5 OF CHAPTER XII OF
PUBLIC LAW 31-77, RELATIVE TO THE
EMPLOYMENT OF CIVILIAN VOLUNTEER
POLICE RESERVE OFFICERS.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that Civilian Volunteer Police Reserve ("CVPR") Officers have served as a
4 useful supplement to the full-time professional police force in the Guam
5 Police Department. Their service to the Department reduces the budgetary
6 impact of the force and helps to protect and serve the people of Guam.

7 *I Liheslaturan Guåhan* further finds that Police Officers are public-spirited
8 and often serve their country in the military reserve programs or the Guam
9 National Guard. The activation and deployment of these military forces have
10 an impact on the performance of the Department where inadequate
11 replacements are available. For this reason, *I Liheslatura* regularly adopts

1 provisions in the government of Guam budgets to ensure that the needs of the
2 Department are met by the temporary employment of retired Guam Police
3 Officers. Unfortunately, there are occasionally insufficient interested retired
4 Officers to fill all positions which are temporarily vacated.

5 *I Liheslaturan Guåhan* finds that CVPR Officers must meet similar
6 qualifications to Police Officers and are provided training which mirrors the
7 standards for Police Officers. Given the needs of the Department, this makes
8 CVPR Officers an ideal additional resource to draw upon when military
9 activation deprives the Department of full-time Officers.

10 Therefore, it is the intent of *I Liheslaturan Guåhan* to allow Officers of the
11 Civilian Volunteer Police Reserve to be employed if a critical need arises
12 because of military activation of police officers or absence due to a long-term
13 disability status, by adding a new §66104.2 to Chapter 66 of Title 10 of the
14 Guam Code Annotated and amending Section 5 of Chapter XII of Public Law
15 31-77.

16 **Section 2. Authorization for Full-Time CVPR Officers.** A new §66104.2
17 is hereby *added* to Chapter 66, Title 10 of the Guam Code Annotated, to read:

18 **“§66104.2. Authorization for Full-Time CVPR Officers.**

19 The Guam Police Department (GPD) may employ CVPR Officers
20 on a temporary, full-time basis, if such Officers are active members and
21 have attained at least two thousand eighty (2,080) cumulative service
22 hours, if a critical need arises because of military activation of police

1 officers or absence due to a long-term disability status which has been
2 certified by a medical doctor. The GPD may exercise this authority
3 provided its authorized budget for personnel is not exceeded. The CVPR
4 Officer shall return to volunteer status pursuant to this Chapter when
5 the incumbent returns from military service or long-term disability, or at
6 the discretion of the Chief of Police. CVPR Officers may only serve as
7 equivalent of Police Officer I and be compensated hourly only at step I,
8 and shall not receive sick leave, annual leave or be eligible for the
9 Government of Guam Health Insurance Program unless otherwise
10 eligible.”

11 **Section 3. Funding for CVPR Officer Employment.** Section 5 of
12 Chapter XII of Public Law 31-77 is hereby amended, to read:

13 **“Section 5. Temporary Employment of Retired Guam Police Officers**
14 **and Civilian Volunteer Police Reserve Officers.** The Guam Police
15 Department (GPD) may hire retired Guam Police Officers or employ
16 CVPR Officers, pursuant to 10 GCA §66104.2, if a critical need arises
17 because of military activation of police officers or absence due to a long-
18 term disability status which has been certified by a medical doctor.
19 Retired police officers hired under this Section may receive their
20 retirement annuity while employed under this temporary basis. The
21 GPD may exercise this hiring authority or employ CVPR Officers,
22 pursuant to 10 GCA §66104.2, provided its authorized budget for

1 personnel is *not* exceeded. The retiree hired *shall* fill such a vacant
2 position and *shall* be terminated when the incumbent returns from
3 military service or long-term disability. Retired officers may be hired
4 *only* at the ranks of Sergeant I and below, *only* at Step I, and *shall not*
5 receive sick and annual leave. Officers hired under this Section *shall*
6 first meet the requirements for the position in question, *except* for
7 written examinations, and the Chief of Police of GPD *shall* certify that
8 every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4,
9 Guam Code Annotated, retirees hired temporarily pursuant to this
10 Section may continue to receive retirement benefits. The GPD *may* pay
11 for Civilian Volunteer Police Reserve stipends to a police reserve officer
12 to provide temporary services in the absence of a regular police officer.
13 Any employee hired under this Section *shall* only be eligible to enroll in
14 the Government of Guam Health Insurance Program as an active
15 employee.”

16 **Section 3. Effective Date.** This Act shall be effective upon enactment.