

EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam.

JUN 12 2015

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

2015 JUN 15 PM 1:02

Dear Madame Speaker:

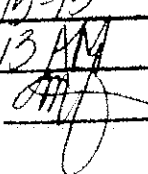
Transmitted herewith is Bill No. 73-33 (COR) "AN ACT TO AMEND § 12304 AND ADD A NEW §12314 OF ARTICLE 3, CHAPTER 12, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING PUBLIC SAFETY EFFORTS THROUGH THE INTEGRATION OF VIDEO SECURITY CAMERAS WITHIN GUAM'S EMERGENCY REPORTING SYSTEM" which I signed into law on June 10, 2015, as **Public Law 33-41**.

Senseramente,


EDDIE BAZA CALVO

33-15-0529
Office of the Speaker
Judith T. Won Pat, Ed.D

0529

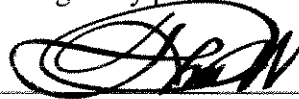
Date: 06-15-15
Time: 11:13 AM
Received By: 

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I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

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

This is to certify that **Bill No. 73-33 (COR)**, "AN ACT TO AMEND §12304 AND ADD A NEW §12314 OF ARTICLE 3, CHAPTER 12, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING PUBLIC SAFETY EFFORTS THROUGH THE INTEGRATION OF VIDEO SECURITY CAMERAS WITHIN GUAM'S EMERGENCY REPORTING SYSTEM," was on the 29th day of May 2015, duly and regularly passed.

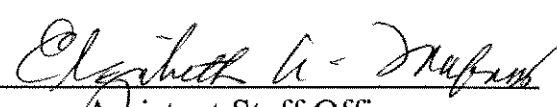


Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahren Guåhan* this 1st day of June,
2015, at 5:20 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahren Guåhan

Date: JUN 10 2015

Public Law No. 33-41

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

Bill No. 73-33 (COR)

As amended by the Committee on
the Guam U.S. Military Relocation,
Public Safety and Judiciary; and substituted by the
Author and amended on the Floor.

Introduced by:

Tommy Morrison
FRANK B. AGUON, JR.
Frank F. Blas, Jr.
T. C. Ada
V. Anthony Ada
Michael F.Q. San Nicolas
T. R. Muña Barnes
Judith T. Won Pat, Ed.D
B. J.F. Cruz
James V. Espaldon
Brant T. McCreddie
R. J. Respicio
Dennis G. Rodriguez, Jr.
Mary Camacho Torres
N. B. Underwood, Ph.D.

**AN ACT TO AMEND §12304 AND ADD A NEW §12314
OF ARTICLE 3, CHAPTER 12, TITLE 12, GUAM CODE
ANNOTATED, RELATIVE TO STRENGTHENING
PUBLIC SAFETY EFFORTS THROUGH THE
INTEGRATION OF VIDEO SECURITY CAMERAS
WITHIN GUAM'S EMERGENCY REPORTING
SYSTEM.**

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

2 **Section 1.** § 12304 of Article 3, Chapter 12, Title 12, Guam Code
3 Annotated, is hereby *amended* to read:

1 “§ 12304. **Creation of Special Fund.** There is hereby created,
2 separate and apart from all other funds of the government, the *Enhanced*
3 *911 Emergency Reporting System Fund* (Fund) to be administered by the
4 Department of Administration. The Fund is created to provide a source
5 of funding for costs associated with an Enhanced 911 Emergency
6 Reporting System. All the 911 surcharges collected by each LEC, VOIP
7 and CMRS provider *shall* be deposited in the Fund. The money
8 collected and the interest earned *shall* be used by the Department *solely*
9 for enhanced 911 equipment and system costs as described in this Act;
10 and for the operations of the 911 call/dispatch center, the
11 purchase/lease/maintenance of E911 hardware/software, to include video
12 security cameras and related equipment, supplies, installation and
13 maintenance services; and system/engineering services related to the
14 installation, maintenance and upgrade of E911 hardware/software.
15 Notwithstanding any other provision of law, no monies in the Fund shall
16 be expended without appropriation by *I Liheslatura*. Notwithstanding
17 any other provision of law, no monies in the Fund shall be expended for
18 purposes other than provided for in this Section, without the expressed
19 approval of *I Liheslatura*. The Fund is *exempt* from any transfer
20 authority.”

21 **Section 2.** A new § 12314 is hereby *added* to Article 3, Chapter 12,
22 Title 12, Guam Code Annotated, to read:

23 “§ 12314. (a) Development of an Implementation Plan. The
24 Guam Fire Department (GFD) and the Guam Police Department (GPD)
25 *shall*, with the assistance of other government entities and pertinent
26 organizations, develop an Implementation Plan relative to the use of video
27 security cameras in public areas. Entities *shall* include, but *not* be limited to,

1 the Office of the Attorney General, the Mayors Council of Guam, Guam
2 Homeland Security - Office of Civil Defense, the Department of Public
3 Works, the Department of Parks and Recreation, the Guam Power Authority,
4 the Office of Technology, and the Guam Visitors Bureau.

5 (b) Rules and Regulations. *No later than* one hundred eighty (180)
6 days following the enactment of this Act, GFD, GPD, and the Office of the
7 Attorney General *shall* develop the rules and regulations, which *shall* be
8 adopted pursuant to the Administrative Adjudication Law, governing the use
9 of video security cameras in public areas. Such rules and regulations *shall*
10 guide the government of Guam's implementation and use of video security
11 cameras within its emergency reporting system, and *shall* further address
12 basic elements involved with the integration of video security cameras in
13 public areas, including, but not limited to, access to recorded video security
14 camera footage by other government of Guam entities, including any video
15 security footage recorded and maintained by the Guam Department of
16 Education as a result of electronic security systems implemented pursuant to
17 P.L. 32-009; training requirements for operators with access to public video
18 security cameras; and the issuance of public notices for the benefit of
19 residents and business owners within the general vicinity where video
20 security cameras are posted that state, in clear language, that such location is
21 subject to observation and, if applicable, recording, by a video security
22 camera. Posted signs *shall* be installed *no less than* seven (7) days following
23 the activation of video security cameras, and *shall* be in clear language, large
24 type, and in a conspicuous location plainly visible to persons present in the
25 areas where the video security cameras are installed. Notices need not,
26 however, disclose the precise location of the cameras.

1 (c) Video Security Cameras: Compatibility; Registration. All
2 government agencies and other entities, prior to procuring video security
3 cameras and associated equipment, materials, etc. that are to be used to deter
4 and report criminal activity in public areas, *shall* verify if such devices are
5 compatible with the technical requirements of Guam’s emergency reporting
6 system, which *shall* be determined by GFD and GPD. Both agencies *shall*
7 maintain a registry of all video security cameras used to deter and report
8 criminal activity in public areas in accordance with the rules and regulations
9 required pursuant to Subsection (b) of this Section.

10 (d) Protection of Personal Privacy Rights; and Against Misuse
11 and/or Ineffective Use of Video Security Cameras, Footage. To the extent
12 possible, the rules and regulations required pursuant to Subsection (b) of this
13 Section *shall* further ensure that video security cameras in public areas
14 protect personal privacy rights. Moreover, such regulations *shall* protect
15 against the misuse and/or ineffective use of video security cameras and any
16 footage recorded by such devices.

17 (e) Resource Sharing. In facilitating the integration of video
18 security cameras in public areas, as part of Guam’s emergency reporting
19 system, GFD and GPD *shall* consider the availability of resources that may
20 be made available by other government of Guam entities, the U.S. Military,
21 the federal government, and/or Guam’s private-sector community, including
22 funding support, education and training opportunities, and sharing of public
23 safety and law enforcement equipment and similar resources, consistent with
24 the rules and regulations as required pursuant to Subsection (b) of this
25 Section, GFD and GPD *shall* develop the necessary agreements to embrace
26 external support.”