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'lahen Guåhan* this 7th day of April, 2011, at 09:50 o'clock A.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI UNU NA LIHESLATURÅN 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.

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

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

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

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

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

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

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

with the provisions of this Chapter, selects its Chairperson and other leadership."

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

"**§78103.1. Administrative Support for the Commission.**

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

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

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