UFISINAN I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÁHI • LIEUTENANT GOVERNOR

March 20, 2020

Speaker Tina Rose Muña Barnes

MAR 2 0 2020
Time 5:20 ( )AM (✓)PM
Received By:

**HONORABLE TINA ROSE MUÑA BARNES**
*Speaker*
*I Mina'trentai Singko Na Liheslaturan Guåhan*
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

**Re: Bill No. 170-35 (COR) – An Act to Amend § 3114 of Chapter 3, Title 27, Guam Administrative Rules and Regulations; and to Add a New § 51102.30 to Chapter 51, Title 17, Guam Code Annotated, Relative to Granting Administrative Authority to the Guam Peace Officer Standards and Training (P.O.S.T.) Commission**

Dear Madame Speaker:

Earlier this year, I announced my initiatives to address public safety. An essential part of this plan was to cut through all the impediments of quickly, but responsibility, hire public safety officers. Having P.O.S.T. guidelines are necessary to ensure our quality of public safety force, but it should be easily adapted to best suit our community needs. Bill No. 170-35, which I have now signed into law as ***Public Law No. 35-79*** will allow for the balance of both interests. The P.O.S.T Commission should now have the latitude and authority needed to quickly amend the P.O.S.T. rules and regulations.

*Senseremente,*

**LOURDES A. LEON GUERRERO**
*Maga'hågan Guåhan*
Governor of Guam

Enclosure(s): Bill No. 170-35 (COR) *nka Public Law 35-79*

cc via email: *Sigundo Maga'låhen Guåhan*
Compiler of Laws

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*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*
**2020 (SECOND) Regular Session**

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

This is to certify that **Bill No. 170-35 (COR), "AN ACT TO *AMEND* § 3114 OF CHAPTER 3, TITLE 27, GUAM ADMINISTRATIVE RULES AND REGULATIONS; AND TO *ADD* A NEW § 51102.30 TO CHAPTER 51, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO GRANTING ADMINISTRATIVE AUTHORITY TO THE GUAM PEACE OFFICER STANDARDS AND TRAINING (P.O.S.T.) COMMISSION,"** was on the 11th day of March 2020, duly and regularly passed.

**Tina Rose Muña Barnes**
**Speaker**

Attested:

**Amanda L. Shelton**
**Legislative Secretary**

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This Act was received by *I Maga'hågan Guåhan* this 11th day of March, 2020, at 3:06 o'clock P.M.

Assistant Staff Officer
*Maga'håga's* Office

APPROVED:

Lourdes A. Leon Guerrero
*I Maga'hågan Guåhan*

Date: 3/20/2020

Public Law No. 35-79

*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*
**2019 (FIRST) Regular Session**

**Bill No. 170-35 (COR)**
As amended on the Floor.

Introduced by: Telena Cruz Nelson
Jose "Pedo" Terlaje
William M. Castro
Régine Biscoe Lee
Kelly Marsh (Taitano), PhD
James C. Moylan
Louise B. Muña
Tina Rose Muña Barnes
Sabina Flores Perez
Clynton E. Ridgell
Joe S. San Agustin
Amanda L. Shelton
Telo T. Taitague
Therese M. Terlaje
Mary Camacho Torres

**AN ACT TO *AMEND* § 3114 OF CHAPTER 3, TITLE 27, GUAM ADMINISTRATIVE RULES AND REGULATIONS; AND TO *ADD* A NEW § 51102.30 TO CHAPTER 51, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO GRANTING ADMINISTRATIVE AUTHORITY TO THE GUAM PEACE OFFICER STANDARDS AND TRAINING (P.O.S.T.) COMMISSION.**

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

**Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that the Guam Peace Officer Standards and Training (P.O.S.T.) Commission is a governmental level organization that has the authority to establish and set the

standards for the hiring, training, ethical conduct, and retention of peace officers for Guam through testing, certification, and review.

*I Liheslaturan Guåhan* also finds that the Guam P.O.S.T. Commission is composed of public safety professionals who meet educational requirements and have many years of experience in their field, which aids their efforts in responding to the changing needs of the community.

*I Liheslaturan Guåhan* further finds that the Guam P.O.S.T. Commission members understand the needs of law enforcement officers and provide quality education, training and various services to help develop professional peace officers and regional leaders in public safety.

Thus, it is the intent of *I Liheslaturan Guåhan* to grant the Guam P.O.S.T. Commission the authority to amend the rules and regulations of its organization.

**Section 2.** § 3114 of Chapter 3, Title 27, Guam Administrative Rules and Regulations, is *amended* to read:

"**§ 3114. Subject to Revision.**

These P.O.S.T. rules and regulations are subject to amendments as determined by the Guam P.O.S.T. Commission, consistent with 5 GCA Chapter 9. The Guam P.O.S.T. Commission shall have the administrative authority to amend the rules and regulations provisions of this Chapter necessary to recruit, maintain, and sustain a high level of trained law enforcement personnel on the island of Guam."

**Section 3.** A new § 51102.30 is *added* to Chapter 51 of Title 17, Guam Code Annotated, to read:

"**§ 51102.30. Amendments of Rules and Regulations.**

The Guam P.O.S.T. Commission shall have the administrative authority to amend the rules and regulations of 27 GARR Chapter 3 to sustain a high degree of professionalism among the law enforcement agencies and to

determine fitness requirements. Such rules and regulations shall be amended in accordance with the provisions of the Administrative Adjudication Law as prescribed in 5 GCA Chapter 9."