Guam Legislature Clerks <clerks@guamlegislature.org>

Messages and Communications for Doc. No. 36GL-22-1876*

1 message

Committee on Rules 36GL <cor@guamlegislature.org> Tue, Apr 12, 2022 at 12:44 PM
To: Clerks <clerks@guamlegislature.org>, Rennae Meno <rennae@guamlegislature.org>
Cc: "Speaker Therese M. Terlaje" <speaker@guamlegislature.org>

Håfa Adai Clerks,

Please see attached M&C Doc. No. 36GL-22-1876 for processing:

36GL-22-1876	Executive Order No. 2022-10: Relative to Enhancing Public Safety by Expanding the Law Enforcement Officer Pay Plan, Establishing the POST Commission Revolving Fund, Establishing the Retired Law Enforcement Incentive, and Establishing a Temporary Assignment Policy for Law Enforcement Officers*	Office of the Governor of Guam

Si Yu'os Ma'åse',

COMMITTEE ON RULES
Vice Speaker Tina Rose Muña Barnes
36th Guam Legislature
I Mina'trentai Sais Na Liheslaturan Guåhan
163 Chalan Santo Papa Hågatña Guam 96910
Email: cor@guamlegislature.org

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---------- Forwarded message ---------
From: **Speaker Therese M. Terlaje** <speaker@guamlegislature.org>
Date: Tue, Apr 12, 2022 at 11:36 AM
Subject: Messages and Communications for 36GL-22-1876 (RESEND)
To: Legislative Secretary Amanda Shelton <officeofsenatorshelton@guamlegislature.org>, Committee on Rules 36GL <cor@guamlegislature.org>

Håfa Adai,

Please see attached M&C Doc. No. 36GL-22-1876*

36GL-22-1876	Executive Order No. 2022-10: Relative to Enhancing Public Safety by Expanding the Law Enforcement Officer Pay Plan, Establishing the POST Commission Revolving Fund, Establishing the Retired Law Enforcement Incentive, and Establishing a Temporary Assignment Policy for Law Enforcement Officers*	Office of the Governor of Guam

Si Yu'os Ma'åse',

Marie Cruz
Community Relations Liaison

Office of Speaker Therese M. Terlaje
Committee on Health, Land, Justice and Culture
I Mina'trentai Sais na Liheslaturan Guåhan
36th Guam Legislature
Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910
T: (671) 472-3586 F: (671) 989-3590 Email: senatorterlajeguam@gmail.com
website: www.senatorterlaje.com

---------- Forwarded message ---------
From: **Brianne LG Dunstan** <brianne.dunstan@guam.gov>
Date: Fri, Apr 8, 2022 at 7:35 PM
Subject: Executive Order No. 2022-10: Relative to Enhancing Public Safety by Expanding the Law Enforcement Officer Pay Plan, Establishing the POST Commission Revolving Fund, Establishing the Retired Law Enforcement Incentive, and Establishing a Temporary Assignment Policy for Law Enforcement Officers
To: Speaker Therese M. Terlaje <speaker@guamlegislature.org>
Cc: GOVERNOR Lourdes A. Leon Guerrero <governor@guam.gov>, LT. GOVERNOR Joshua F. Tenorio <lt.governor@guam.gov>, Guam Compiler of Laws <guamcompiler@gmail.com>, Geraldine A. Cepeda <gcepeda@guamcourts.gov>, Lisa C. Ibanez <libanez@guamcourts.gov>, Legal <legal@guam.gov>, CHIEF OF STAFF Jon Junior Calvo <jon.calvo@guam.gov>, DEPUTY COS Alice Taijeron <alice.taijeron@guam.gov>, Bertha Duenas <bertha.duenas@guam.gov>, Stephanie G. Flores <stephanie.flores@guam.gov>, Lester Carlson <lester.carlson@bbmr.guam.gov>, Jessica Cruz <jessica.cruz@guam.gov>, Eliza G. Dames <eliza.dames@guam.gov>, Shamra L.A. Chargualaf <shamra.chargualaf@guam.gov>, Josephine C. Cepeda <josephine.cepeda@guam.gov>, Kathleen C. Cepeda <kathleen.cepeda@guam.gov>, Richard B. Arroyo <richard.arroyo@guam.gov>, Rhea Chang <rhea.chang@guam.gov>, Krystal Paco-San Agustin <krystal.paco@guam.gov>, Analyn Eustaquio <analyn.eustaquio@bbmr.guam.gov>, BBMR Administrative Staff <admin@bbmr.guam.gov>, Michael D. Weakley <michael.weakley@guam.gov>, <pmblas@ggrf.com>, Jacqueline M. Blas <jmblas@ggrf.com>, Jennifer Louise Dulla <jennifer.dulla@guam.gov>, Rikki Orsini <rikki.orsini@guam.gov>, Logan Reyes <logan.reyes@guam.gov>, Leslie Travis <leslie.travis@guam.gov>, Jeffrey Moots <jeffrey.moots@guam.gov>, Cheerful Catunao <cheerful.catunao@guam.gov>

Hafa Adai Madame Speaker,

Please find attached letter dated April 8, 2022 from *I Maga'hågan Guahan's* Legal Counsel Jeffrey Moots with enclosed Executive Order No. 2022-10:

- **Executive Order No. 2022-10:** Relative to Enhancing Public Safety by Expanding the Law Enforcement Officer Pay Plan, Establishing the POST Commission Revolving Fund, Establishing the Retired Law Enforcement Incentive, and Establishing a Temporary Assignment Policy for Law Enforcement Officers

A hard copy will be transmitted to your office Monday.

Thank you.

Respectfully,

--

Brianne LG Dunstan
Unisifan I Maga'hågan Guåhan
Office of the Governor of Guam
Office of Legal Counsel
513 West Marine Corps Drive
Ricardo J. Bordallo Governor's Complex
Hagåtña, Guam 96910
Office: 671.473.1118
brianne.dunstan@guam.gov

36GL-22-1876.pdf
350K

Speaker Therese M. Terlaje <speaker@guamlegislature.org>

Executive Order No. 2022-10: Relative to Enhancing Public Safety by Expanding the Law Enforcement Officer Pay Plan, Establishing the POST Commission Revolving Fund, Establishing the Retired Law Enforcement Incentive, and Establishing a Temporary Assignment Policy for Law Enforcement Officers

35

Brianne LG Dunstan <brianne.dunstan@guam.gov> Fri, Apr 8, 2022 at 7:42 PM
To: "Speaker Therese M. Terlaje" <speaker@guamlegislature.org>
Cc: "GOVERNOR Lourdes A. Leon Guerrero" <governor@guam.gov>, "LT. GOVERNOR Joshua F. Tenorio" <lt.governor@guam.gov>, Guam Compiler of Laws <guamcompiler@gmail.com>, "Geraldine A. Cepeda" <gcepeda@guamcourts.gov>, "Lisa C. Ibanez" <libanez@guamcourts.gov>, Legal <legal@guam.gov>, CHIEF OF STAFF Jon Junior Calvo <jon.calvo@guam.gov>, DEPUTY COS Alice Taijeron <alice.taijeron@guam.gov>, Bertha Duenas <bertha.duenas@guam.gov>, "Stephanie G. Flores" <stephanie.flores@guam.gov>, Lester Carlson <lester.carlson@bbmr.guam.gov>, Jessica Cruz <jessica.cruz@guam.gov>, "Eliza G. Dames" <eliza.dames@guam.gov>, "Shamra L.A. Chargualaf" <shamra.chargualaf@guam.gov>, "Josephine C. Cepeda" <josephine.cepeda@guam.gov>, "Kathleen C. Cepeda" <kathleen.cepeda@guam.gov>, "Richard B. Arroyo" <richard.arroyo@guam.gov>, Rhea Chang <rhea.chang@guam.gov>, Krystal Paco-San Agustin <krystal.paco@guam.gov>, Analyn Eustaquio <analyn.eustaquio@bbmr.guam.gov>, BBMR Administrative Staff <admin@bbmr.guam.gov>, "Michael D. Weakley" <michael.weakley@guam.gov>, pmblas@ggrf.com, "Jacqueline M. Blas" <jmblas@ggrf.com>, Jennifer Louise Dulla <jennifer.dulla@guam.gov>, Rikki Orsini <rikki.orsini@guam.gov>, Logan Reyes <logan.reyes@guam.gov>, Leslie Travis <leslie.travis@guam.gov>, Jeffrey Moots <jeffrey.moots@guam.gov>, Cheerful Catunao <cheerful.catunao@guam.gov>

Hafa Adai Madame Speaker,

Please find attached letter dated April 8, 2022 from *I Maga'hågan Guahan's* Legal Counsel Jeffrey Moots with enclosed Executive Order No. 2022-10:

- **Executive Order No. 2022-10:** Relative to Enhancing Public Safety by Expanding the Law Enforcement Officer Pay Plan, Establishing the POST Commission Revolving Fund, Establishing the Retired Law Enforcement Incentive, and Establishing a Temporary Assignment Policy for Law Enforcement Officers

A hard copy will be transmitted to your office Monday.

Thank you.

Respectfully,

--

Brianne LG Dunstan
Unisifan I Maga'hågan Guåhan
Office of the Governor of Guam
Office of Legal Counsel
513 West Marine Corps Drive
Ricardo J. Bordallo Governor's Complex
Hagåtña, Guam 96910
Office: 671.473.1118
brianne.dunstan@guam.gov

Doc Type: 36GL-22-1876
OFFICE OF THE SPEAKER
THERESE M. TERLAJE

04-08 2022

Time: 7:35pm
Received:

EO 2022-10 Relative to Enhancing Public Safety by Expanding the Law Enforcement Officer Pay Plan, Establishing the POST Commission Revolving Fund, Establishing etc..pdf
227K

COMMITTEE ON RULES
RECEIVED:
April 12, 2022
11:36 A.M.

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

Via Hand Delivery
***and* E-mail: speaker@guamlegislature.org**

April 8, 2022

HONORABLE THERESE M. TERLAJE, *Speaker*
I Mina'trentai Sais Na Liheslaturan Guåhan
36th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

RE: EXECUTIVE ORDER NO. 2022-10

Hafa Adai Madame Speaker:

Pursuant to Public Law 34-16, transmitted herewith is the following Executive Order:

EXECUTIVE ORDER NO. 2022-10: RELATIVE TO ENHANCING PUBLIC SAFETY BY EXPANDING THE LAW ENFORCEMENT OFFICER PAY PLAN, ESTABLISHING THE POST COMMISSION REVOLVING FUND, ESTABLISHING THE RETIRED LAW ENFORCEMENT INCENTIVE, AND ESTABLISHING A TEMPORARY ASSIGNMENT POLICY FOR LAW ENFORCEMENT OFFICERS

Thank you.

Senseremente,

JEFFREY A. MOOTS
Legal Counsel

Enclosure: Executive Order No. 2022-10

cc via email: *Maga'hågan Guåhan*
Sigundo Maga'låhen Guåhan
Hon. F. Philip Carbullido, Chief Justice of Guam
Compiler of Law
Central Files
Cabinet Members

ISLAND OF GUAM
OFFICE OF THE GOVERNOR
HAGÅTÑA, GUAM 96932
U.S.A.

EXECUTIVE ORDER NO. 2022-10

RELATIVE TO ENHANCING PUBLIC SAFETY BY EXPANDING THE LAW ENFORCEMENT OFFICER PAY PLAN, ESTABLISHING THE POST COMMISSION REVOLVING FUND, ESTABLISHING THE RETIRED LAW ENFORCEMENT INCENTIVE, AND ESTABLISHING A TEMPORARY ASSIGNMENT POLICY FOR LAW ENFORCEMENT OFFICERS

WHEREAS, on January 18, 2022, in Executive Order 2022-01, I ordered the establishment of a comprehensive Law Enforcement Officer Pay Plan that included all of the Law Enforcement Officers within the executive branch; and

WHEREAS, the Law Enforcement Officer Pay Plan included firefighters from various agencies within the executive branch; and

WHEREAS, the duties of Foresters within the Guam Department of Agriculture include fighting wildfires in cooperation with other firefighting agencies. However, the job classification of Forester was not included within the Law Enforcement Officer Pay Plan; and

WHEREAS, it is necessary to expand the Law Enforcement Pay Plan to include Foresters, in order to ensure that government employees undertaking these responsibilities are uniformly compensated, and to recognize the important service these dedicated officers provide to the people of Guam; and

WHEREAS, the Peace Officer Standards and Training Commission ("POST") was established by P.L. 24-145 to provide uniform standards for the certification of peace officers by establishing training and fitness standards applicable to all peace officers on Guam; and

WHEREAS, pursuant to P.L. 24-145, the POST Commission has relied on the Guam Community College ("GCC") for all administrative and professional services, except for the position of Executive Director; and

WHEREAS, while GCC has provided administrative support to the POST Commission, appropriations made to GCC for its support of the POST Commission are not sufficient to meet the Commission's needs; and

WHEREAS, additional funding is necessary to enable the POST Commission to implement its statutory mandates, and to empower the executive director of the Commission to operationalize decisions made by the Commission; and

WHEREAS, Guam Police Department ("GPD") operations are experiencing strain as a result of the coinciding of reduced recruitment cycles and the retirement of many veteran GPD officers; and

Doc. No. 36GL-22-1876.*

WHEREAS, while GPD prepares to begin a training cycle with the largest number of recruits it has experienced in recent years, these recruits will not be available to begin their work as GPD officers for several months; and

WHEREAS, in the short term, current GPD officers are working longer hours to ensure sufficient police presence in our communities and to protect the citizens of Guam; and

WHEREAS, to reduce the strain on our GPD officers, it is necessary that peace officers from other law enforcement agencies be temporarily assigned to GPD to increase the number of officers available for active patrol; and

WHEREAS, it is further necessary to facilitate the employment of retired law enforcement officers as Limited Term Police Officers for a period of one (1) year; and

WHEREAS, the temporary assignment of officers from other agencies and the hiring of retired officers as Limited Term Officers will create a manpower bridge to allow GPD to complete its current training cycle while ensuring a stable law enforcement workforce to keep the streets of Guam safe.

NOW, THEREFORE, I LOURDES A. LEON GUERRERO, *I Maga'hågan Guahan*, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and the laws of Guam do order as follows:

1. **EXPANDING THE LAW ENFORCEMENT PAY PLAN TO INCLUDE DEPARTMENT OF AGRICULTURE FORESTERS.** The Law Enforcement Officer Pay Plan ("LEO Pay Plan") within the Competitive Wage Act Pay Plan implemented pursuant to the provisions of the Government of Guam Competitive Wage Act of the Department of Administration Policies and Procedures, as established in Executive Order No. 2022-01, shall be expanded to include Foresters employed by the Department of Agriculture. Adjustments to salaries resulting from inclusion of the Foresters in the LEO Pay Plan, if any, shall be effective as of January 30, 2022.

2. **ESTABLISHMENT OF THE POST COMMISSION REVOLVING FUND.** The Department of Administration is hereby directed to create a revolving fund for use by POST Commission in furtherance of its operational and administrative functions provided for under Guam law. The POST Commission revolving fund shall be maintained separate and apart from other government funds. The Executive Director of the Post Commission shall be the certifying officer of the POST Commission revolving fund. The POST Commission revolving fund is authorized to receive deposits from other agencies within the Government of Guam. The POST Commission revolving fund shall receive grant funds received by the POST Commission or on behalf of the Commission in accordance with the terms of said grants.

3. **RETIRED LAW ENFORCEMENT RECRUITMENT INCENTIVE.** The Department of Administration shall develop and implement a program for awarding a bonus of Ten Thousand dollars ($10,000) to qualified retired law enforcement officers who accept a Limited Term Appointment as a Guam Police Officer for a period of at least one (1) year.

4. **TEMPORARY ASSIGNMENT POLICY FOR LAW ENFORCEMENT OFFICERS.** To ensure the public safety needs of the island are met, pursuant to 4 GCA § 4117, the Director of the Department of Administration shall develop an exemption policy allowing the temporary assignment to the Guam Police Department, of Law Enforcement Officers employed by other government of Guam agencies, for periods in excess of ninety (90) days as provided in § 4117 (b)(1), and in excess of the three hundred sixty (360) day limit provided in § 4117(b)(2), upon written request from the Chief of the Guam Police Department.

5. **SEVERABILITY.** If a provision of this Executive Order or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Order that can be given effect without the invalid provision or application, and to this end, the provisions of this order are severable.

6. **PRIOR ORDERS REMAIN IN EFFECT.** All prior Executive Orders in effect as of this writing shall remain in full force and effect except to the extent they conflict with this Order.

SIGNED AND PROMULGATED at Hagåtña, Guam, this **8th** day of **April, 2022.**

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

Attested by:

JOSHUA F. TENORIO
Sigundo Maga'låhen Guåhan
Lt. Governor of Guam

Doc. No. 36GL-22-1876.*