

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) REGULAR SESSION

Bill No. 28-33 (COR).

Introduced by:

FRANK B. AGUON, JR.



AN ACT RELATIVE TO REMOVING THE TIME RESTRICTION FOR THE GUAM POLICE DEPARTMENT HEADQUARTERS, ADMINISTRATIVE AND OTHER AGENCY SECTIONS FROM OCCUPYING GOVERNMENT-OWNED FACILITIES AT TIYAN, GUAM; THROUGH AMENDING SECTION 2 OF PUBLIC LAW NO. 26-100.

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BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan* finds that Public Law No. 31-22 amended Public Law No. 26-100 which established time restrictions for the Guam Police Department (the “Department”) to vacate government property located in Tiyan, Guam, which is under the ownership of the Antonio B. Won Pat Guam International Airport Authority (hereinafter referred to as the “Airport Authority”). As the Guam Police Department continues to explore options on identifying a more permanent facility for its headquarters, administrative and other operational requirements that are presently located in Tiyan, it is essential that existing public law be amended to grant the Department additional time to finalize its long-term facility requirements and location.

It is the intent of *I Liheslaturan Guahan* that the removal of the timeline which exists in law should not directly impact any pre-existing or future arrangements between the Airport Authority and the Guam Police Department. Therefore, this provision would amend the existing law and remove the time period

1 in which the Department must vacate the Airport Authority government facilities
2 in Tiyan, and which would enable the Department (with no pre-established time
3 restriction) to continue to pursue its options of identifying or constructing a
4 permanent headquarters and administrative facility.

5 **Section 2. Use of Tiyan property by the Guam Police Department.**

6 Section 2 of Public Law No. 26-100, pertaining to the discontinuance
7 of use of Tiyan property (owned by the Antonio B. Won Pat Guam International
8 Airport Authority) by specified government of Guam entities, which was
9 previously amended by Public Law No. 31-22, is hereby amended further to read
10 as follows:

11 **"Section 2. Discontinuance of *Tiyan* Use.** Beginning on October 1, 2002,
12 *no* government agency other than GIAA shall utilize space for office or other
13 purposes on *Tiyan* properties under the jurisdiction of GIAA, *except* to the extent
14 that such office space may be required by the Customs and Quarantine Agency and
15 the Department of Agriculture, both for activities associated with operations at
16 GIAA, and *except* for the Guam Police Department headquarters and
17 administrative operations until a permanent facility is constructed for GPD, ~~but in~~
18 ~~no event shall GPD be allowed to utilize property in *Tiyan* for its headquarters and~~
19 ~~administrative operations beyond September 30, 2013.~~

20 Provisions *shall* be made in the Annual Budget Acts to appropriate funds
21 needed to accommodate rentals that may be required pursuant to this Act.
22 Government agencies *shall* be relocated to facilities owned and operated by the
23 government of Guam where such is feasible. The provisions of this Section also
24 apply in the case of *Tiyan* properties under the jurisdiction of GEDA, the
25 Department of Parks and Recreation (DPR) or its successor, and the Guam
26 Housing and Urban Renewal Authority (GHURA)."

1 **Section 3. Effective Date.** The provisions contained within this Act shall
2 be effective upon enactment.

3 **Section 4. Severability Clause.** If any provision of this Law or its
4 application to any person or circumstance is found to be invalid, or contrary to law,
5 such invalidity *shall not* affect other provisions or applications of this Law which
6 can be given effect without the invalid provision or application, and to this end the
7 provisions of this Act are severable.