

*I Mina'trentai Singko Na Liheslaturan Guåhan*  
**BILL STATUS**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
273-35 (COR)	Jose "Pedro" Terlaje Tina Rose Muña Barnes By request of I Maga'hågan Guåhan, the Governor of Guam, in accordance with the Organic Act of Guam.	AN ACT TO ADD A NEW § 77203.1 IS TO ARTICLE 2, CHAPTER 77, DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE CIVILIAN VOLUNTEER TERRITORIAL PARK PATROL OFFICER RESERVE.	1/22/20 11:18 a.m.						

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

Bill No. 273-35(COR)

Introduced by:

Jose "Pedo" Terlaje  
Tina Muña Barnes

By request of I Maga'hågan  
Guåhan in accordance with the  
Organic Act of Guam."

**AN ACT TO ADD A NEW § 77203.1 IS TO ARTICLE 2, CHAPTER 77, DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE CIVILIAN VOLUNTEER TERRITORIAL PARK PATROL OFFICER RESERVE.**

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

**2 Section 1. Civilian Volunteer Territorial Park Patrol Officer Reserve.** A new § 77203.1 is  
3 hereby *added* to Article 2, Chapter 77, Division 2, Title 21 of the Guam Code Annotated to read:

**4 "§ 77203.1 Civilian Territorial Park Patrol Officer Reserve**

- 5 (1) Creation.
- 6 (2) Functions and Duties.
- 7 (3) Recruitment.
- 8 (4) Training, Equipment, and Maintenance Records.
- 9 (5) Territorial Park Patrol Officer Reservist: Authority.
- 10 (6) Same: Allowance.
- 11 (7) Same: Eligibility and Oath.
- 12 (8) Rules and Regulations: Recommendations.
- 13 (9) Effective Date.

**14 (1) Creation.** There is hereby created within the Department of Parks and Recreation of  
15 the territory of Guam the Civilian Territorial Park Patrol Officer Reserve, which shall be  
16 headed by the Director. The Director, subject to the advice and control of the Commission,  
17 shall be responsible for carrying out the purpose of this Chapter and shall have such additional  
18 duties as authorized herein, or as may be prescribed by the Commission.

2020 JAN 22 AM 11:18

1           **(2) Functions and Duties.** The general function and duties of the Civilian Territorial Park  
2 Patrol Officer Reserve shall be to provide back-up, supplemental manpower for the provision  
3 of the park protection duties and services of the Department. The Director shall formulate a  
4 program whereby members of the Territorial Park Patrol Officer Reserve program shall adhere  
5 to the functions and duties herein prescribed. From time to time, the Director, with the consent  
6 of the Commission, shall review and revise the functions of the Territorial Park Patrol Officer  
7 Reservist to ensure an amicable discharge of responsibilities and duties knowing the fact that  
8 their roles are the extension of duties of the regular personnel.

9           **(3) Recruitment.** The Director shall recruit, on an entirely volunteer basis, local residents  
10 who desire to make available their services to assist the Department of Parks and Recreation in  
11 carrying out its law enforcement duties and emergency functions. The Director, with the  
12 concurrence of the Commission, shall further promulgate rules and regulations consistent with  
13 requirements of hiring regular Territorial Park Patrol Officers.

14           **(4) Training, Equipment, and Maintenance Records.** The Director shall devise a  
15 program whereby the Park Protection Section in the Department of Parks and Recreation and  
16 the Civil Defense Office provide the members of the Territorial Park Patrol Officer Reserve  
17 training in crime prevention and operational techniques and procedures for natural man made  
18 emergencies. The Territorial Park Patrol Officer Reserve shall maintain a roster of volunteers  
19 who have received the training prescribed herein. In order to maintain membership in the  
20 Reserve, each member must keep up with his or her scheduled training and no reservist may  
21 remain in the Reserve if he or she is unable to keep up with or otherwise absorb the training.  
22 Additionally, basic supplies and equipment shall be provided to ensure a constant operability  
23 of the Territorial Park Patrol Officer Reserve, including a continuing program for replacement.

24           **(5) Territorial Park Patrol Officer Reservist: Authority.** Whenever the Territorial Park  
25 Patrol Officer Reserve and the members thereof are rendering assistance to the Territorial Park  
26 Patrol Officers, such volunteers shall have the same powers, duties, rights (including coverage  
27 under the Worker's Compensation Act), privileges and immunities, as if they were paid, full-  
28 time members of the Department of Parks and Recreation, except that they shall earn  
29 recruitment credit for services performed as reservists.

30           **(6) Same: Allowance.** Each member of the Territorial Park Patrol Officer Reserve who  
31 successfully completes probationary requirements as established by the Director and who  
32 contributes a minimum of forty-two hours or more per month, shall receive an allowance of

1 Two Hundred Fifty Dollars (\$250) per month, to defray the costs of maintenance of their  
2 equipment and uniforms. The Department of Parks and Recreation shall identify funds within  
3 department appropriations to satisfy the intent of this Section.

4 **(7) Same: Eligibility and Oath.** No person shall be a volunteer member of the Territorial  
5 Park Patrol Officer Reserve established under this Chapter who advocates a change by force or  
6 violence in the constitutional form of the Government of the United States or in this Territory  
7 or the overthrow of any government in the United States by force, or who has been convicted  
8 of or is under indictment or information charging any subversive act against the United States.  
9 Every reservist shall, entering upon his or her duties, take an oath, in writing, before a person  
10 authorized to administer oaths in this Territory, which oath shall be substantially as follows:

11 ‘I \_\_\_\_\_, do solemnly swear (or affirm) that I will support and defend the  
12 Constitution of the United States and the laws of the territory of Guam, against all enemies,  
13 foreign or domestic; that I will bear true faith and allegiance to the same; that I take this  
14 obligation freely, without any mental reservation or purpose of evasion; and that I will well and  
15 faithfully discharge the duties upon which I am about to enter and I do further swear (or affirm)  
16 that I do not advocate, nor am I a member of any political party or organization that advocates  
17 the overthrow of the Government of the United States or of this Territory by force or violence;  
18 and that during such time as I am a member of any political party or organization that advocates  
19 the overthrow of the Government of the United States or of this Territory by force or violence.’

20 **(8) Rules and Regulations: Recommendations.** The Director is authorized and  
21 empowered to recommend, with the concurrence of the Commission, to the Governor for  
22 issuance as executive orders the making, amendment and recession of such orders, rules  
23 and regulations as may be necessary to carry out the provisions of this Chapter. The  
24 Director also shall have the authority to amend and create rules and regulations to  
25 implement and maintain the Territorial Park Patrol Officer Reserve through the  
26 Administrative Adjudication Process.

27 **(9) Effective Date.** This Act *shall* become effective on October 1, 2019. ”  
28