

*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
77-35 (COR)	Joe S. San Agustin	AN ACT TO ADD A NEW CHAPTER 93 TO TITLE 9 OF GUAM CODE ANNOTATED, RELATIVE TO PROVIDING PENALTIES FOR HARMING LAW ENFORCEMENT WORKING DOGS.	4/9/19 4:20 p.m.						

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

BILL NO. 77 -35 (COF)

Introduced by:

Joe S. San Agustin 

**AN ACT TO ADD A NEW CHAPTER 93 TO TITLE 9 OF  
GUAM CODE ANNOTATED, RELATIVE TO  
PROVIDING PENALTIES FOR HARMING LAW  
ENFORCEMENT WORKING DOGS.**

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

**Section 1. Legislative Findings and Intent.**

*I Liheslaturan Guåhan* finds that law enforcement working dogs used by the Guam Police Department and Guam Customs and Quarantine Agency aid in the detection of criminal activity, enforcement of laws, and apprehension of criminal offenders.

*I Liheslaturan Guåhan* also finds that the law enforcement working dogs employed by the these governmental agencies have been used in over six thousand (6,000) cases of explosive detection in nine (9) years and nine hundred (900) cases of narcotics detection in three (3) years.

Therefore, it is the intent of *I Liheslaturan Guåhan* to protect service dogs by providing penalties for any person who harms a working dog or attempts to do so.

**Section 2. A new Chapter 93 is hereby added to Title 9, Guam Code Annotated, to read:**

**“CHAPTER 93**

**HARMING OF LAW ENFORCEMENT WORKING DOGS**

2019 APR -9 PM 4: 20 

1           **§ 93.101. Title.**

2           This Chapter shall be cited as the “**Law Enforcement Working Dog**  
3 **Protection Act of 2019.**”

4           **§93.201. Definitions.**

5 For purposes of this Chapter, the following terms shall mean:

6           (a) *Working dog* means any dog certified for use by a law enforcement  
7 agency for purposes of aiding in the detection of criminal activity,  
8 enforcement of laws, or the apprehension of criminal offenders or any dog  
9 used for rescue purposes.

10          (b) *Harm* means to damage, injure, or hurt.

11           **§93.301. Harming law enforcement working dogs used in law**  
12 **enforcement.**

13          (a) Any person who willfully and maliciously commits the following  
14 shall be guilty of a misdemeanor and be fined not more than two thousand  
15 dollars (\$2,000) or imprisonment up to (1) year or both.

16           (1) Harms or attempts to harm a working dog;

17           (2) Intentionally inhibits or restricts the ability of the working  
18 dog to perform its duties;

19           (3) Administers poison to the working dog;

20           (4) Releases a domestic pet with the intent to attack the  
21 working dog.

22          (b) Any person who willfully and maliciously disables, disfigures, or  
23 causes the death of the working dog, shall be guilty of a third-degree felony  
24 and shall be fined not more than ten thousand dollars (\$10,000) or  
25 imprisoned up to five (5) years or both.

26           **§93.401. Financial Liability.**

1           Any person who commits an offense under §93.301(b) shall be liable for all  
2 costs associated with the injury, disability, disfigure, or death of a working dog,  
3 including but not limited to the surgery, therapy, or replacement of the working  
4 dog.

5           **§93.501. Exemptions.**

6           This Chapter shall not apply to veterinarians who terminate the life of a  
7 working dog for the purposes of relieving the working dog of undue pain or  
8 suffering.”

9           **Section 3. Effective Date.** This legislation is effective upon enactment.