



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

JAN 13 2017

Honorable Benjamin J. F. Cruz
Speaker
I Mina'trentai Kuâtro Na Liheslaturan Guâhan
155 Hesler Street
Hagåtña, Guam 96910

GLH 34-17-47
Speaker Benjamin J.F. Cruz

JAN 13 2017

Time: 4:40 [] AM [] PM File No. _____
Received By:

2017 JAN 13 PM 5:24

Dear Speaker Cruz:

Transmitted herewith is Bill No. 336-33(LS), "AN ACT TO AMEND § 66103 OF CHAPTER 66, TITLE 10, GUAM CODE ANNOTATED; AND AMEND § 51101(b) OF CHAPTER 51, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE TRAINING REQUIREMENTS FOR MEMBERS OF THE CIVILIAN VOLUNTEER POLICE RESERVES (CVPR)," which was signed into law on January 9, 2017, as Public Law 33-224.

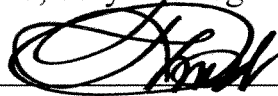
Senseramente,

RAY TENORIO
I Maga'lâhen Guâhan, para pa'go
Acting Governor of Guam

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

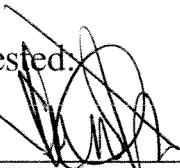
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN*

This is to certify that **Substitute Bill No. 336-33 (LS)**, “AN ACT TO *AMEND* § 66103 OF CHAPTER 66, TITLE 10, GUAM CODE ANNOTATED; AND *AMEND* § 51101(b) OF CHAPTER 51, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE TRAINING REQUIREMENTS FOR MEMBERS OF THE CIVILIAN VOLUNTEER POLICE RESERVES (CVPR),” was on the 30th day of December 2016, duly and regularly passed.




Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 30^m day of DEC,
2016, at 8:50 o'clock P.M.



Patrick A. Lopez #374
Assistant Staff Officer
Maga'låhi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: JAN 09 2017

Public Law No. 33-224

I MINA'TRENTAI TRES NA LIHESLATURAN GUAHAN
2016 (SECOND) Regular Session

Bill No. 336-33 (LS)

As substituted by the Committee on Guam U.S.
Military Relocation, Public Safety and Judiciary;
and amended on the Floor.

Introduced by:

V. Anthony Ada
FRANK B. AGUON, JR.
Brant T. McCreadie
T. C. Ada
Frank F. Blas, Jr.
B. J.F. Cruz
James V. Espaldon
Tommy Morrison
T. R. Muña Barnes
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F.Q. San Nicolas
Mary Camacho Torres
N. B. Underwood, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* § 66103 OF CHAPTER 66, TITLE 10,
GUAM CODE ANNOTATED; AND *AMEND* § 51101(b) OF
CHAPTER 51, TITLE 17, GUAM CODE ANNOTATED,
RELATIVE TO THE TRAINING REQUIREMENTS FOR
MEMBERS OF THE CIVILIAN VOLUNTEER POLICE
RESERVES (CVPR).**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that two (2) sets of training standards apply in Guam law to the members of the
4 Civilian Volunteer Police Reserve. It is clear that the definition of peace officer in

1 the Peace Officer Standard Training (POST) Commission statutes recognizes
2 police reservists as peace officers for the purposes of standards and training
3 required by the POST Commission. A contradiction of law, however, occurs in §
4 66103 of 10 GCA where the standards and training requirements are the personal
5 prerogative of the Chief of Police. This provision was created and amended prior
6 to the adjudication of POST Commission administrative rules and regulations and
7 was practical at the time the statute was created.

8 *I Liheslatura* further finds that members of the Civilian Volunteer Police
9 Reserve are empowered by Guam law to perform most of the duties of regular full-
10 time police officers of the Guam Police Department. To ensure safety of the
11 reservists, fellow officers, and the general public, the standards of the Civilian
12 Volunteer Police Reserve must be identical to those of the Guam Police
13 Department.

14 *I Liheslatura* further finds that an audit of the Civilian Volunteer Police
15 Reserve, inclusive of the 13th through 18th cycles, revealed deficiencies in training
16 and recruitment standards, or lack of documentation on training and recruitment
17 standards, that included, but are not limited to: (1) lack of training courses; (2)
18 incomplete training courses; (3) lack of POST certification or academic
19 accreditation of training courses; and (4) lack of documentation on recruitment
20 standards (police clearance, court clearance, traffic clearance, driver's license,
21 background check, polygraph exam, psychological evaluation, and drug testing).

22 It is the intent of *I Liheslatura* to ensure that the standards and training
23 requirements for members of the Civilian Volunteer Police Reserve are the same as
24 those for officers of the Guam Police Department.

25 **Section 2.** § 66103 of Chapter 66, Title 10, Guam Code Annotated, is
26 *amended* to read as follows:

27 **“§ 66103. Training, Equipping and Maintenance of Records.**

1 (a) Training for the Civilian Volunteer Police Reserve members
2 *shall* be conducted pursuant to the provision of the Peace Officer Standards
3 and Training (POST) Commission in Chapter 51 of 17 GCA. Initial training
4 requirements *shall* be identical to those required of Guam Police Officer
5 cadets.

6 (b) The Chief of Police *shall* maintain a roster of volunteers who
7 have received the training prescribed by Chapter 51 of 17 GCA. In order to
8 maintain membership in the Reserve, each member must keep up with his
9 scheduled training, and no volunteer may remain in the Reserve if he or she
10 is unable to keep up with or otherwise absorb the training. Additionally,
11 basic supplies and equipment *shall* be provided to assure a constant
12 operability of the Civilian Volunteer Police Reserve, including a continuing
13 program for replacement.

14 (c) Members of the Civilian Volunteer Police Reserve who were
15 recruited and sworn in from the fifteenth (15th) through the eighteenth (18th)
16 cycles *shall* have up to two (2) years from the effective date of this
17 Subsection to complete the POST training requirements required. Any
18 member of the Civilian Volunteer Police Reserve who has not met the
19 minimum qualifications/certifications for firearms safety and proficiency,
20 physical fitness, recruitment clearances (police, court, etc.), and background
21 checks *shall not* be allowed to serve in the Civilian Volunteer Police
22 Reserve.”

23 **Section 3.** § 51101(b) of Chapter 51, Title 17, Guam Code Annotated, is
24 *amended* to read as follows:

25 “(b) *Peace Officer*, for the purpose of this Article, *shall* mean the
26 Chief of Police and all sworn officers of the Guam Police Department,
27 including reservists (Civilian Volunteer Police Reserve); the Chief and all

1 officers of the Guam Airport Police; the Chief and all officers of the Guam
2 Port Authority Police; the Director of Corrections and all uniformed
3 Correction Officers and Parole Officers, as well as such rehabilitation
4 personnel of the Department of Corrections as are designated by the Director
5 of Corrections; the Director of Customs and all sworn officers of the
6 Customs and Quarantine Agency; the Director and all employees of the
7 Department of Youth Affairs who are engaged in juvenile detention and
8 rehabilitation work as designated by the Director of the Department of
9 Youth Affairs; the Chief and all Conservation Officers of the Division of
10 Aquatic and Wildlife Resources of the Department of Agriculture; the Chief
11 and all Guam Park Patrol Officers of the Department of Parks and
12 Recreation; the Attorney General and those employed by the Attorney
13 General's Office whom he specifically designates; the Chief Marshal and all
14 Marshals, and the Chief of Probation and all Probation Officers of the
15 Unified Guam Judiciary; all Guam Fire Department (GFD) firefighter
16 personnel engaged in the enforcement of the fire prevention code, all arson
17 investigators, and those GFD employees whom the Fire Chief specifically
18 designates.”