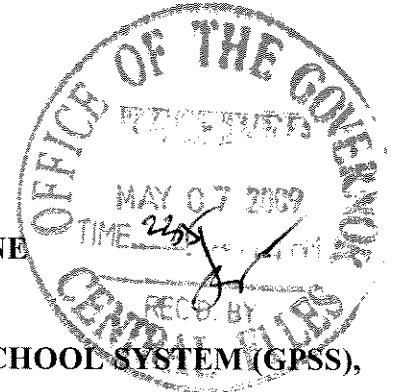


**MEMORANDUM OF AGREEMENT
BETWEEN
GUAM PUBLIC SCHOOL SYSTEM
AND
DEPARTMENT OF CUSTOMS AND QUARANTINE**



THIS AGREEMENT is made by and between the **GUAM PUBLIC SCHOOL SYSTEM (GPSS)**, whose mailing address is P.O. Box DE Hagåtña, Guam 96932 and the **DEPARTMENT OF CUSTOMS AND QUARANTINE (C&Q)** whose address is Building 13-16A Mariner Drive, Tiyan, Guam 96913.

WHEREAS, the Governor of Guam, the Director of Customs and Quarantine and the Superintendent recognize that an efficient means of communication between the Department of Customs & Quarantine and the Guam Public School System needs to be created; and

WHEREAS, to reach this goal the parties met on several occasions and agreed to formulate this Memorandum of Agreement to establish the duties and responsibilities of each party; and

WHEREAS, C&Q provides support to GPSS with the C&Q canine division for detection only; and

WHEREAS, GPSS agrees to conduct all searches during the drug sweeps; and staff will direct the canine teams and keep students in the classrooms during the lockdown; and

WHEREAS, C&Q will not deploy Detector Dogs if any safety issues arise; and

WHEREAS, all parties agree to work toward the goal of maximizing taxpayer dollars while performing this prevention service needed by the students of the Guam Public School System.

NOW THEREFORE be it witnessed that the parties agree as follows:

Both parties agree that:

1. The Director and the Superintendent shall each:
 - a) Designate liaisons, no more than two, to be members of the Multi-Hazard School Planning Team
 - b) Ensure that at least one liaison attend all Multi-Hazard School Planning meetings

2. Sweeps will occur as agreed upon by the designated liaisons of each Department.
3. The purpose and intent of the canine sweeps is to “clear” our school campuses of drugs and drug paraphernalia.
4. During these sweeps GPSS will ensure that a “Lockdown” is activated prior to the sweep of the campus and will provide support staff to direct C&Q canine teams and keep all students in the classrooms.
5. Sweeps will occur as agreed upon by the designated liaisons of each Department.
6. That the dates of these sweeps shall be kept confidential.
7. No media will be allowed on campus during the sweeps.
8. Only the School Administrator or designated PIO shall release any information related to the media.
9. Disputes regarding this matter shall be resolved between the Superintendent and Director of Customs & Quarantine.
10. This Memorandum of Agreement shall commence on the date of the signature of the Governor of Guam and continuing until either of the parties hereto, may, by written notice to the other, terminate this MOU in whole or in part at any time, either for convenience or default.
11. GPSS shall be responsible for any searches of the premises; to include, lockers, bags and persons when the Canine dogs signal an alert! C&Q will not conduct any searches.

GPSS agrees:

1. To provide staff to direct the C&Q canine teams.
2. To provide a campus map to C&Q prior to sweep.
3. To activate a “Lockdown” procedure prior to and throughout the duration of the campus sweep.
4. That administrators and staff will conduct **all searches** of lockers and students/employees. All drugs and paraphernalia will be collected and documented by school administrators for collection by GPD.
5. To give the C&Q a minimum of one week advanced notification for any GPSS search request that requires the use of C&Q detector dog teams.

6. To have the Administrator of the school or the Administrator's designee accompany the C&Q for the pre-search walk through of the areas to be searched by C&Q for an operational plan.
7. To have the Administrator or the Administrator's designee accompany C&Q detector dog teams at all times during active searches with the detector dog.
8. To follow instructions of the C&Q detector dog handlers in the set-up of areas to be searched.
9. To remove all safety hazards identified by C&Q detector dog handlers that are associated with areas required to be searched by GPSS.
10. To notify C&Q Detector Dog Handlers of their findings once a search has been completed subsequent to a detector Dog alert.
11. To authorize C&Q Detector Dog Teams to utilize schools for proficiency training purposes.

C&Q agrees to:

1. Provide canine teams to conduct the drug sweeps at the designated schools based on scheduling and availability.
2. Respond to GPSS within twenty-four hours of the request or the next working day.
3. Identify to the Administrator or the Administrator's designee specific areas alerted to by the detector dog.
4. Not to conduct any searches on persons, lockers or areas identified by detector the dog, but will defer searches to school staff or administers.
5. Designate a team leader for each sweep.

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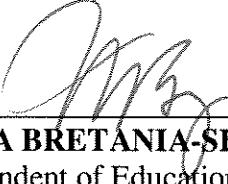
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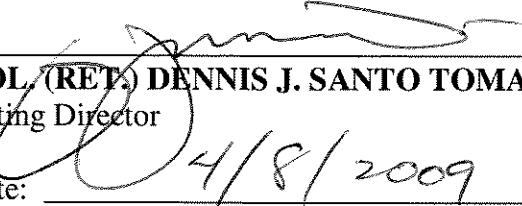
IN WITNESS WHEREOF, the parties have entered into this Agreement on the dates indicated by their respective names.

GUAM PUBLIC SCHOOL SYSTEM:


NERISSA BRETANIA-SHAFER, PhD
 Superintendent of Education

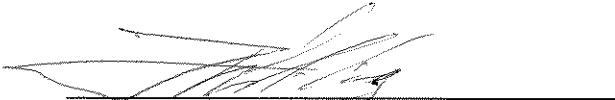
Date: 3/24/09

GUAM CUSTOMS AND QUARANTINE AGENCY:


COL (RET.) DENNIS J. SANTO TOMAS
 Acting Director

Date: 4/8/2009

APPROVED AS TO FORM:


FRED NISHIURA
 GPSS Legal Counsel

Date: 3/24/09

APPROVED AS TO FORM AND LEGALITY:


 Alberto E. Tolentino
 Chief Deputy Attorney General
ALICIA G. LIMTIACO
 Attorney General of Guam

Date: 5/6/09

APPROVED:


FELIX P. CAMACHO
 Governor of Guam

Date: 9 June 2009

Amended: 3/24/09

Briefing Paper for Governor Felix P. Camacho
Signing ceremony for the agreement between GPSS and CQA for Operation Clean Sweep
June 9, 2009

BRIEFING: Signing ceremony for the agreement between the Guam Public School System (GPSS) and the Customs & Quarantine Agency (CQA) for “Operation Clean Sweep”

BACKGROUND INFORMATION

- During TOP OFF 4, one of the findings was that there was an overall lack of MOU/MOA among government agencies
- GPSS had a “test run” at JFK High School, in which they conducted a drug sweep on the school campus
- For the search, GPSS contacted CQA and entered into a MOA for the use of the CQA’s detector dog K-9 unit
- Standard operating procedures were set in place for this project, appropriately named “Operation Clean Sweep”
- GPSS and CQA are set to implement “Operation Clean Sweep” in various middle and high schools
- The hope is that this project will serve as a deterrent for potential drugs being brought onto school campuses
- Additionally, this project will promote drug-free schools

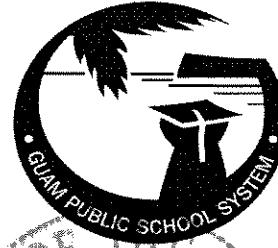
ATTACHMENTS

- Briefing sheet

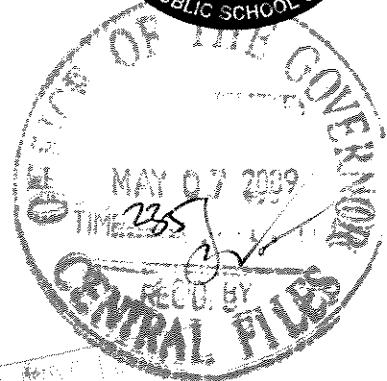


**GUAM PUBLIC SCHOOL SYSTEM
OFFICE OF THE SUPERINTENDENT**

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Hagåtña, Guam 96932
Telephone: (671) 475-0457 / 300-1547
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Nerissa Bretania-Shafer, Ph.D.
Superintendent of Education



April 8, 2009

Memorandum

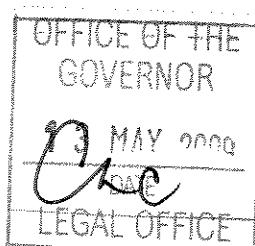
To: Governor of Guam
Via: Attorney General of Guam
From: Superintendent of Education
Subject: **Agreement between GPSS & C&Q**

Hafa Adai! Attached and submitted for your review and approval is a memorandum of agreement between Guam Public School System and the Department of Customs and Quarantine in providing detector dogs for searches during the drug sweeps at GPSS schools.

Your approval in this matter is appreciated. If you have any question, you may contact Fred Nishihira at 300-1537.


NERISSA BRETANIA-SHAFER, Ph.D.

Attachment



C.R. 0509