



Territory of Guam
Territorio de Guam

OFFICE OF THE GOVERNOR
L FISINAN I MAGA'LAHI
AGANA, GUAM 96910 U.S.A.

1/17/89

December 30, 1988

The Honorable Franklin J. Quitugua
Speaker, Nineteenth Guam Legislature
Post Office Box CB-1
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill 246 which is to be known as Public Law 19-49. I am returning it with a reduction in the appropriation made in Section 5 of the measure.

Section 5 contains an appropriation of One Hundred Thousand Dollars (\$100,000) to the Department of Parks and Recreation for the Agana Heights Baseball Field. On December 20, 1988 a contract for lighting improvements at the Agana Heights Baseball Field was executed by the government of Guam and Western Pacific Electric. The amount of this contract is \$35,000. I am reducing the appropriation made in Section 5 of this Bill by Forty Thousand Dollars (\$40,000) which is the amount appropriated in Section 64 of Public Law 18-30 for improvements at the field. The Department of Parks and Recreation assures me that Sixty Thousand Dollars more will be sufficient to fund any remaining needed improvements at the baseball field.

Sincerely,

Joseph F. Ada
JOSEPH F. ADA
Governor

RECEIPT ACKNOWLEDGED

By *J. H. [Signature]*
(Signature)


Speaker's Office
(Department)

Date 12/30/88 Time 7:38 PM. *79%*

NINETEENTH GUAM LEGISLATURE
1988 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 246 "AN ACT ADDING A NEW SECTION 21208.2 OF THE GOVERNMENT CODE REGARDING COLOR CODING AND MAINTENANCE OF FIRE HYDRANTS, TO EXEMPT CERTAIN CIRCUS EVENTS FROM ADMISSION TAX, AND APPROPRIATING MONEY TO THE DEPARTMENT OF PARKS AND RECREATION," was on the 19th day of December, 1988, duly and regularly passed.


FRANKLIN J. A. QUITUGUA
Speaker

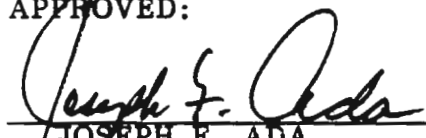
Attested:


A. J. SONNA SHELTON
Senator and Acting Legislative Secretary

This Act was received by the Governor this 19 day of Dec, 1988,
at 10:15 o'clock P.m.

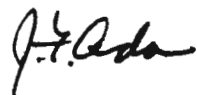

Assistant Staff Officer
Governor's Office

APPROVED:


JOSEPH F. ADA
Governor of Guam

Date: DEC 30 1988

Public Law No. 19-49

*With the exceptions
noted in the accompanying
letter of transmittal.*


NINETEENTH GUAM LEGISLATURE
1987 (FIRST) Regular Session

Bill No. 246-
(As Substituted 12/19/88
by Committee on Rules)

Introduced by:

F. Gutierrez
T. Nelson
D. Parkinson
F. Quitugua
E. Arriola
M. Bordallo
H. Dierking
M. Hartsock
P. Lujan
J.T. San Agustin
F. Santos
A.J. Shelton
G. Bamba
E. Duenas
E. Espaldon
M. Manibusan
J. Miles
J. Rivera
M. Ruth

AN ACT ADDING A NEW SECTION 21208.2 OF THE GOVERNMENT
CODE REGARDING COLOR CODING AND MAINTENANCE OF FIRE
HYDRANTS, TO EXEMPT CERTAIN CIRCUS EVENTS FROM
ADMISSION TAX, AND APPROPRIATING MONEY TO THE
DEPARTMENT OF PARKS AND RECREATION.

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

Section 1. A new Section 21208.2 of the Government
Code is added to read:

"Section 21208.2. Fire Hydrants. (a) All fire hydrant
barrels shall be painted with yellow paint. Tops and
nozzle caps of these hydrants shall be painted as
follows:

(1) In the case of hydrants with a flow capacity
of one thousand (1,000) or more gallons per
minute, the tops and nozzle caps shall be painted

pink;

(2) In the case of hydrants with a flow capacity equal to or greater than five hundred (500) gallons per minute and less than one thousand gallons per minute, the tops and nozzle caps shall be painted orange;

(3) In the case of hydrants with a flow capacity of less than five hundred (500) gallons per minute, the tops and nozzle caps shall be painted red.

(b) All fire hydrants shall be painted with reflective paint.

(c) Fire hydrants with a rated pressure of less than twenty pounds per square inch shall have the rated pressure stenciled in black on the hydrant top.

(d) All fire hydrants shall be maintained in good working order.

Section 2. Location markers of a reflective-type paint for rapid identification at night of fire hydrants shall be installed on public roads. Marking on private hydrants within private enclosures is to be at the owner's discretion.

Section 3. Notwithstanding any provision of law the Admission Tax shall not be applicable to charges of circus events sponsored by non-profit organization registered on Guam by the Department of Revenue and Taxation.

Section 4. The sum of Seventy-Thousand Dollars (\$70,000) is hereby appropriated to the Department of Parks and Recreation from the Tourist Attraction Fund to build Men's and Women's bathrooms across from the Carnival Grounds at the Paseo de Susana in Agana.

Section 5. The sum of ~~One Hundred Thousand Dollars~~ *SIXTY THOUSAND dollars J.P. Ode* ~~(\$100,000.00)~~ *\$60,000.00 J.P. Ode* is hereby appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation to upgrade its Baseball Field in Agana Heights for lighting, fencing and other things necessary.

ROLL CALL SHEET

Bill No. 246
 Res No. _____

DATE: 12/19/88

QUESTION: _____

	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
E. P. Arriola	✓			
J. G. Bamba	✓			
M. Z. Bordallo	✓			
H. D. Dierking	✓			
E. R. Duenas	✓			
E. M. Espaldon	✓			
F. J. Gutierrez	✓			
M. K. Hartsock	✓			
P. C. Lujan				✓
M. D. A. Manibusan	✓			
J. G. Miles	✓			
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. A. Quitugua	✓			
J. M. Rivera	✓			
M. C. Ruth	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
A. J. Shelton	✓			

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1



PILAR C. LUJAN

SENATOR • LEGISLATIVE SECRETARY

CHAIRMAN -- Committee on Justice, Judiciary and Criminal Justice

May 10, 1988

The Honorable Franklin J.A. Quitugua
Speaker, Nineteenth Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

VIA: Chairman, Committee on Rules

Dear Mr. Speaker:

The Committee on Justice, Judiciary and Criminal Justice, to which was referred **Bill No. 246**, wishes to report its findings and unanimous decision **TO PASS Bill No. 246 as introduced.**

A copy of the Committee Report and all pertinent documents are attached for your information.

Pilar C. Lujan
PILAR C. LUJAN

attachments

(47)

RECEIVED
Pite
5-11-88
2:30 pm



NINETEENTH GUAM LEGISLATURE

P. O. BOX CB-1
AGANA, GUAM 96910

Committee on Justice, Judiciary and Criminal Justice

VOTING SHEET

BILL NO. 246 - AN ACT ADDING A NEW SECTION 21108.2 OF THE
GOVERNMENT CODE REGARDING COLOR CODING AND MAINTENANCE
OF FIRE HYDRANTS.

<u>SENATOR AND COMMITTEE MEMBER</u>	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>TO REPORT OUT ONLY</u>	<u>TO PLACE IN INACTIVE FILE</u>
<u><i>Pilar C. Lujan</i></u> Pilar C. Lujan Chairman	✓			
<u><i>F.R. Santos</i></u> Francisco R. Santos Vice Chairman	✓			
<u><i>E. Arriola</i></u> Elizabeth P. Arriola	✓			
<u><i>Madeleine Z. Bordallo</i></u> Madeleine Z. Bordallo	✓			
<u><i>H. Dierking</i></u> Herminia D. Dierking	✓			
<u><i>F. J. Guierrez</i></u> Franklin J. Guierrez	✓			
<u><i>Ted S. Nelson</i></u> Ted S. Nelson	✓			
<u><i>F. J. A. Quitugua</i></u> Franklin J. A. Quitugua Speaker & Ex-Officio Member	✓			
<u><i>off-island 5-10-88 V. C. I.</i></u> Joe T. San Agustin				
<u><i>Eddie Duenas</i></u> Edward R. Duenas	✓			
<u><i>J. Miles</i></u> James G. Miles	✓			
<u><i>Jerry M. Rivera</i></u> Jerry M. Rivera	✓			

COMMITTEE ON JUSTICE, JUDICIARY AND CRIMINAL JUSTICE
COMMITTEE REPORT
ON

BILL NO. 246 - AN ACT ADDING A NEW SECTION 21108.2 OF THE GOVERNMENT CODE REGARDING COLOR CODING AND MAINTENANCE OF FIRE HYDRANTS.

PREFACE

The public hearing on **Bill No. 246** was heard by the Committee on Justice, Judiciary and Criminal Justice and convened on **Friday, October 30, 1987** in the **Legislative Session Hall**.

The hearing was called to order by Chairman Senator Pilar C. Lujan. Also present were Vice Chairman Senator Francisco R. Santos and Committee Members: Senators James G. Miles, Edward R. Duenas and Jerry M. Rivera. Also joining the committee during the hearing was non-member Senator A.J. "Sonny" Shelton.

PURPOSE

The intent of **Bill No. 246** is to color code fire hydrants according to the volume of water that flows through and to maintain the hydrants in good working order.

Pursuant to §58108 of Title 10 GCA Chapter 58, the Director of Public Works shall make a quarterly inspection of all fire hydrants to maintain them in good working order.

TESTIMONY

Acting Fire Chief William N. Reyes on behalf of the Guam Fire Department presented oral testimony in favor of **Bill No. 246**. GFD encourages passage of this Bill however they stated that it's contents pertains more to the concerns of the Public Utility Agency of Guam (PUAG).

In the course of the public hearing concerns arose regarding who determines the volume of water each hydrant is capable of giving and who would be responsible for no water or low water pressure. Maintaining the effectiveness of the hydrants should be the focus and not just painting was expressed by the Committee.

ATTACHMENTS

1. Exhibit "A" - Conclusions and Recommendations (Pending Committee Members Vote)
2. Exhibit "B" - Bill No. 246.
3. Exhibits "C1 thru C7" - Letter of Correspondence submitted to: (regarding public hearing)
 - Exhibit "C1" - Governor Joseph F. Ada cc: Legislative Review Committee
 - Exhibit "C2" - Judge Joaquin Manibusan, Traffic Court
 - Exhibit "C3" - Mr. Adolph Sgambelluri, Director, Department of Corrections
 - Exhibit "C4" - Attorney Elizabeth Barrett-Anderson, Attorney General, Department of Law
 - Exhibit "C5" - Mr. John C. Aguon, Chief of Police, Guam Police Department
 - Exhibit "C6" - Mr. William N. Ryes, Acting Fire Chief, Guam Fire Department
 - Exhibit "C7" - Attorney William Blair, President, Guam Bar Association

Bill No. 246

Introduced by:

F. J. GUTIERREZ
T.S. Well

AN ACT ADDING A NEW SECTION 21208.2 OF THE GOVERNMENT
CODE REGARDING COLOR CODING AND MAINTENANCE OF FIRE
HYDRANTS.

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

2 Section 1. A new Section 21208.2 of the Government Code is
3 added to read:

4 "Section 21208.2. Fire Hydrants. (a) All fire hydrant
5 barrels shall be painted with yellow paint. Tops and nozzle
6 caps of these hydrants shall be painted as follows:

7 (1) in the case of hydrants with a flow capacity
8 of one thousand (1,000) or more gallons per minute,
9 the tops and nozzle caps shall be painted green:

10 (2) in the case of hydrants with a flow capacity
11 equal to or greater than five hundred (500) gallons
12 per minute and less than one thousand (1,000) gallons
13 per minute, the tops and nozzle caps shall be painted
14 orange;

15 (3) in the case of hydrants with a flow capacity
16 of less than five hundred (500) gallons per minute,
17 the tops and nozzle caps shall be painted red.

18 (b) All fire hydrants shall be painted with reflective paint.

19 (c) Fire hydrants with a rated pressure of less than twenty
20 pounds per square inch shall have the rated pressure stenciled
21 in black on the hydrant top.

22 (d) All fire hydrants shall be maintained in good working order

1 Section 2. Location markers of a reflective-type paint
2 for rapid identification at night of fire hydrants shall be
3 installed on public roads. Marking on private hydrants within
4 private enclosures is to be at the owner's discretion."



PILAR C. LUJAN
SENATOR • LEGISLATIVE SECRETARY
CHAIRMAN — Committee on Justice, Judiciary and Criminal Justice

October 21, 1987

The Honorable Joseph F. Ada
Governor of Guam
Executive Chambers
Office of the Governor
Territory of Guam
Agana, Guam 96910

Dear Governor Ada:

The Committee on Justice, Judiciary and Criminal Justice has scheduled a Public Hearing to be held at **9:00 a.m., Friday, October 30, 1987, in the Legislative Session Hall.**

The following bills are scheduled to be heard:

BILL NO. 217 - AN ACT TO PERMIT THE IMPORTATION AND USE OF CERTAIN LOW-YIELD FIREWORKS.

BILL NO. 246 - AN ACT ADDING A NEW SECTION 21108.2 OF THE GOVERNMENT CODE REGARDING COLOR CODING AND MAINTENANCE OF FIRE HYDRANTS.

BILL NO. 505 - AN ACT TO AMEND SECTION 72101 OF CHAPTER 72, 10 GCA, TO ADD A NEW SECTION 72106 TO CHAPTER 72, 10 GCA AND TO AMEND SECTION 24007 OF THE GOVERNMENT CODE RELATIVE TO AUTHORIZING THE GUAM FIRE DEPARTMENT TO CHARGE FEES AND ASSESS FINES.

BILL NO. 522 - AN ACT TO AMEND 9 GCA §§90.25 AND 90.35 AND TO ADD A NEW §§90.42 AND 90.43 TO 9 GCA TO CREATE THE POSITION OF WARDEN OF THE ADULT CORRECTIONAL FACILITY WITHIN THE DEPARTMENT OF CORRECTIONS.

Your attendance at this to present testimony on any or all of the above-mentioned bills is welcomed by the committee.

Thank you for your attention regarding this matter.

Sincerely,

PILAR C. LUJAN
Committee Chairman

cc: Legislative Review Committee



PILAR C. LUJAN
SENATOR • LEGISLATIVE SECRETARY
CHAIRMAN — Committee on Justice, Judiciary and Criminal Justice

October 21, 1987

The Honorable Joaquin V.E. Manibusan
Acting Presiding Judge
Superior Court of Guam
Agana, Guam 96910

Dear Judge Manibusan:

The Committee on Justice, Judiciary and Criminal Justice has scheduled a Public Hearing to be held at **9:00 a.m., Friday, October 30, 1987, in the Legislative Session Hall.**

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BILL NO. 217 - AN ACT TO PERMIT THE IMPORTATION AND USE OF CERTAIN LOW-YIELD FIREWORKS.

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Thank you for your attention regarding this matter.

Sincerely,

PILAR C. LUJAN
Committee Chairman



PILAR C. LUJAN
SENATOR • LEGISLATIVE SECRETARY
CHAIRMAN — Committee on Justice, Judiciary and Criminal Justice

October 21, 1987

Mr. Adolph Sgambelluri
Acting Director
Department of Corrections
Mangilao, Guam 96910

Dear Mr. Sgambelluri:

The Committee on Justice, Judiciary and Criminal Justice has scheduled a Public Hearing to be held at **9:00 a.m., Friday, October 30, 1987, in the Legislative Session Hall.**

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Thank you for your attention regarding this matter.

Sincerely,

PILAR C. LUJAN
Committee Chairman



PILAR C. LUJAN
SENATOR • LEGISLATIVE SECRETARY
CHAIRMAN — Committee on Justice, Judiciary and Criminal Justice

October 21, 1987

Ms. Elizabeth Barrett-Anderson
Attorney General
Department of Law
Agana, Guam 96910

Dear Atty. Anderson:

The Committee on Justice, Judiciary and Criminal Justice has scheduled a Public Hearing to be held at **9:00 a.m., Friday, October 30, 1987, in the Legislative Session Hall.**

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BILL NO. 246 - AN ACT ADDING A NEW SECTION 21108.2 OF THE GOVERNMENT CODE REGARDING COLOR CODING AND MAINTENANCE OF FIRE HYDRANTS.

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Sincerely,

PILAR C. LUJAN
Committee Chairman



PILAR C. LUJAN
SENATOR • LEGISLATIVE SECRETARY
CHAIRMAN — Committee on Justice, Judiciary and Criminal Justice

October 21, 1987

Mr. John C. Aguon
Chief of Police
Guam Police Department
Agana, Guam 96910

Dear Chief Aguon:

The Committee on Justice, Judiciary and Criminal Justice has scheduled a Public Hearing to be held at 9:00 a.m., Friday, October 30, 1987, in the Legislative Session Hall.

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Thank you for your attention regarding this matter.

Sincerely,

Pilar C. Lujan
PILAR C. LUJAN
Committee Chairman



PILAR C. LUJAN

SENATOR • LEGISLATIVE SECRETARY
CHAIRMAN — Committee on Justice, Judiciary and Criminal Justice

October 21, 1987

Mr. William Reyes
Acting Fire Chief
Guam Fire Department
Agana, Guam 96910

Dear Mr. Reyes:

The Committee on Justice, Judiciary and Criminal Justice has scheduled a Public Hearing to be held at **9:00 a.m., Friday, October 30, 1987, in the Legislative Session Hall.**

The following bills are scheduled to be heard:

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Committee Chairman



PILAR C. LUJAN

SENATOR • LEGISLATIVE SECRETARY
CHAIRMAN — Committee on Justice, Judiciary and Criminal Justice

October 21, 1987

Mr. William Blair
President
Guam Bar Association
1008 PDN Building
Agana, Guam 96910

Dear Mr. Blair:

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Thank you for your attention regarding this matter.

Sincerely,

PILAR C. LUJAN
Committee Chairman

Introduced

FEB 07 '87

NINETEENTH GUAM LEGISLATURE
1987 (FIRST) Regular Session

Bill No. *246*

Introduced by:

F. J. GUTIERREZ 

AN ACT ADDING A NEW SECTION 21208.2 OF THE GOVERNMENT
CODE REGARDING COLOR CODING AND MAINTENANCE OF FIRE
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1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

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8 of one thousand (1,000) or more gallons per minute,
9 the tops and nozzle caps shall be painted green:

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11 equal to or greater than five hundred (500) gallons
12 per minute and less than one thousand (1,000) gallons
13 per minute, the tops and nozzle caps shall be painted
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15 (3) in the case of hydrants with a flow capacity
16 of less than five hundred (500) gallons per minute,
17 the tops and nozzle caps shall be painted red.

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