

Messages and Communications

Speaker Won Pat <speaker@judiwonpat.com>
To: Guam Legislature Clerks Office <clerks@guamlegislature.org>

Tue, Oct 28, 2014 at 3:35 PM

10/28/2014 10/28/2014 Guam State Clearinghouse

Department of Public Work's Federal Grant Application SAI#10010141179Y 32-14-2198
Office of the Speaker
Judith T. Won Pat, Ed.D

----- Forwarded message -----

From: **TrinaJae Apatang** <trinajae.apatang@guam.gov>
Date: Tue, Oct 28, 2014 at 3:31 PM
Subject: NOTICE FEDERAL GRANT APPLICATION DPW 179Y
To: Speaker Won Pat <speaker@judiwonpat.com>

Date: 10-28-14
Time: 3:35pm
Received By: [Signature]

Hafa Adai! Please see attached federal grant application for Department of Public Works.

Kindest Regards,

Trinajae M. Apatang

Grant Specialist · Guam State Clearinghouse
OFFICE OF THE LIEUTENANT GOVERNOR
P.O.Box 2950 Hagåtña, Guam 96932
W. (671) 475-9384
F. (671) 472-2007



Office of the Governor of Guam.

Ricardo J. Bordallo Governor's Complex, Adelup, Guam 96910
Tel: (671) 472-8931 • Fax: (671) 477-4826 • governor.guam.gov

Eddie Baza Calvo @eddiebazaalvo @governorcalvo governorofguam

Please consider the environment before printing this email.

Ufisinan I Etmås Ge'helo'Gi Liheslaturan Guåhan

Office of Speaker Judith T. Won Pat Ed.D.

Kumiten Idukasion yan Laibirihan Publeko

Committee on Education and Public Libraries & Women's Affairs

155 Hesler Place, Suite 201, Hagatna, Guam 96910
Tel: (671) 472-3586 Fax: (671) 472-3589
www.guamlegislature.com / speaker@judiwonpat.com

2 attachments

NOTICE SPKR 179Y.pdf
328K

DPW 179Y.pdf
2061K

2198

2014 OCT 28 PM 4:26
[Signature]



GUAM STATE CLEARINGHOUSE

P.O. Box 2950 Hagåtña, Guam 96932

Tel: (671) 475-9380

Website: www.gsc.guam.gov

Email: clearinghouse@guam.gov

EDDIE BAZA CALVO

I Maga'låhen Guahan

RAYMOND S. TENORIO

I Segundu Na Maga'låhen Guahan

Kate G. Baltazar

Administrator

October 28, 2014

HONORABLE JUDITH T. WON PAT, Ed. D.

Speaker gi I Mina'Trentai Dos Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guåhan 96910

Ref: Department of Public Work's federal grant application. SAI# 10010141179Y

Hafa Adai Madam Speaker,

This letter is to respectfully notify you the Guam State Clearinghouse (GSC) has received a federal grant application from the Department of Public Works, Division of Highway Safety. The GSC has accepted the application, assigned the State Application Identifier (SAI) 10010141179Y and has initiated the process for an intergovernmental review. An abstract of the project is provided below.

Grantor: National Highway Traffic Safety Administration (NHTSA) Region IX

Grant Title/

Project Title: Distracted Driving Grant (Section 405 e)

Details: This is a renewal application approved by the Region IX Office, National Highway Traffic Safety Administration. Activities from these grants play an integral part of the national effort to reduce fatalities, injuries, and property damages resulting from vehicular crashes. The program objectives for this grant includes: 1) Distracted Driving which funds would cover program operations including reporting, monitoring, technical assistance and development of plans for the distracted driving program 2) Distracted Driving Public Program which would develop and implement a distracted driver awareness media campaign 3) Distracted Driving Police Traffic project which would require enforcement activities to make a violation of both the texting and prohibition and the youth cell phone use a prohibition a primary offense 4) Distracted Driving Traffic Records that funds will be used for travel authorizations to members of the Traffic Records Coordinating Committee.

Start Date: 10/01/2014

End Date: 09/30/2015

Federal Grant: \$79,435.54

GSC conducts intergovernmental reviews and solicits comments through electronic communication and this notice is sent to you as a part of the review process. A digital copy of the grant proposal is attached for your perusal. Please submit any comments you may have pertaining to this proposal to Trinajae M. Apatang by **November 11, 2014**, via email at trinajae.apatang@guam.gov.

Dangkolo Na Si Yu'os Ma'åse',

Kate G. Baltazar

Administrator

Cc: Fi



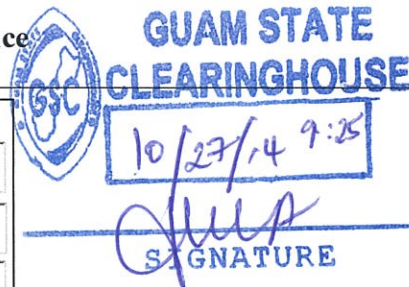
GUAM STATE CLEARINGHOUSE

P.O. Box 2950 Hagåtña, Guam 96932
Tel: (671) 475-9380
Website: www.guamclearinghouse.com
Email: clearinghouse@guam.gov

EDWARD J.B. CALVO
I Maga'låhen Guahan

RAYMOND S. TENORIO
I Segundu Na Maga'låhen Guahan

Grant Project Application Notice of Intent to Apply for Federal Assistance GSC FORM REVISED 03/21/2012



Guam State Clearinghouse Use Only

Date Received: 10/27/14

Received By: [Signature]

SAI Number: 100101411797

Type of Application New Grant* Continuing Grant** Supplemental Grant** Other*

A.) DUNS Number B.) Date

C.) Applicant/Department Name

D.) Division

E.) Applicant Address

F.) Applicant/Department Point of Contact Information
Contact Person Name Phone Number

E-mail Address

G.) Due Date to Federal Agency H.) Federal Funds

I.) Non-Federal, Matching Funds

a.) Local	<input type="text" value="\$ 0.00"/>	a.) Grant	<input type="text" value="\$ 79,435.34"/>
b.) In-Kind	<input type="text" value="\$ 0.00"/>	b.) Other	<input type="text" value="\$ 0.00"/>
c.) Other	<input type="text" value="\$ 0.00"/>	J.) TOTAL FUNDS	<input type="text" value="\$ 79,435.34"/>

K.) CFDA/Federal Program Name

L.) Federal Agency Name

M.) Federal Agency Address

Application for Federal Assistance SF-424

Version 02

16. Congressional Districts Of:

*a. Applicant **Department of Public Works** *b. Program/Project:

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

*a. Start Date: **10/01/2014** *b. End Date: **09/30/2015**

18. Estimated Funding (\$):

*a. Federal **\$79,435.34**
*b. Applicant
*c. State
*d. Local
*e. Other
*f. Program Income
*g. TOTAL **\$79,435.34**

***19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- a. This application was made available to the State under the Executive Order 12372 Process for review on
- b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- c. Program is not covered by E.O. 12372

*20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)

Yes No

21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)

**I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: **Mr.** *First Name: **Carl**

Middle Name: **V.**

*Last Name: **Dominguez**

Suffix:

*Title: **Director, Department of Public Works**

*Telephone Number: **(671) 646-3131**

Fax Number: **(671) 649-6178**

*Email: **carl.dominguez@dpw.guam.gov**

*Signature of Authorized Representative:

Date Signed: **10/24/14**

es
00

Application for Federal Assistance SF-424		Version 02
*1. Type of Submission		*2. Type of Application *If Revision, select appropriate letter(s):
<input type="checkbox"/> Preapplication	<input type="checkbox"/> New	
<input type="checkbox"/> Application	<input checked="" type="checkbox"/> Continuation	* Other (Specify)
<input type="checkbox"/> Changed/Corrected Application	<input type="checkbox"/> Revision	
*3. Date Received:	4. Application Identifier:	
5a. Federal Entity Identifier:		*5b. Federal Award Identifier:
State Use Only:		
6. Date Received by State:		7. State Application Identifier:
8. APPLICANT INFORMATION:		
* a. Legal Name: Department of Public Works		
* b. Employer/Taxpayer Identification Number (EIN/TIN): 98-0018947		*c. Organizational DUNS: 778904292
d. Address:		
*Street1: 542 North Marine Corps Drive Street 2:		
*City: Tamuning County:		
*State: Guam Province:		
Country:		*Zip/ Postal Code: 96913
e. Organizational Unit:		
Department Name: Department of Public Works		Division Name: Office of Highway Safety
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: Mrs. Middle Name: D.		First Name: Cecilia
*Last Name: Javier Suffix:		
Title: MAIV		
Organizational Affiliation:		
*Telephone Number: (671) 647-4343		Fax Number: (671) 646-3733
*Email: cecilia.javier@dpw.guam.gu		

Application for Federal Assistance SF-424

Version 02

9. Type of Applicant 1: Select Applicant Type: F. U.S. Territory or Possession

Type of Applicant 2: Select Applicant Type:

- Select One -

Type of Applicant 3: Select Applicant Type:

F. U.S. Territory or Possession

*Other (specify):

*10. Name of Federal Agency:

National Highway Traffic Safety Administration(NHTSA) Region IX

11. Catalog of Federal Domestic Assistance Number:

20-616

CFDA Title:

Distracted Driving Grant {Section 405 (e)}

*12. Funding Opportunity Number:

*Title:

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Island-wide

*15. Descriptive Title of Applicant's Project:

Distracted Driving Grant {Section 405 (e)}

Attach supporting documents as specified in agency instructions.

N.) For Continuing or Supplemental Grants, Please provide the following information:

a.) Initial Grant Period
b.) Guam State Clearinghouse SAI Number
c.) Grant Year This Application Impacts

O.) Has the Federal Funding Agency been notified? YES NO

P.) During which Fiscal Year will this program be implemented?

Q.) If the project requires local funding in addition to the federal funding requested, please specifically identify source and rationale:

R.) This program is: Budgeted - Please identify legal budget authority
 Non- Budgeted

S.) Will this program require the hiring of additional employees? Is YES, please provide the number of employees (both existing and new) and justification. YES - Existing New NO

1-Program Coordinator IV 1-Program Coordinator III 1-Management Analyst IV
1-Program Coordinator II 1-Program Coordinator I 1-Data Control Clerk
1-Highway Coordinator 1-Administrative Assistant

T.) List Departments and Agencies that would be affected directly or indirectly by this application

U.) Please provide a Project Summary with supporting documents if needed.

V.) Please answer the following:
a.) Does this application require an Environmental Impact Study? YES NO
b.) Will this application conflict with any existing law? YES NO
c.) Is enabling legislation required? YES NO
d.) Will the program require a maintenance of effort? YES NO
e.) Are in-kind services allowed for this program? YES NO
f.) Does this program allow an indirect cost rate to be applied? YES NO

SUBMITTED AND APPROVED BY:

Printed Name, Position/Title of Authorized Representative


SIGNATURE

Date

Application for Federal Assistance SF-424

Version 02

***Applicant Federal Debt Delinquency Explanation**

The following field should contain an explanation if the Applicant organization is delinquent on any Federal Debt. Maximum number of characters that can be entered is 4,000. Try and avoid extra spaces and carriage returns to maximize the availability of space.

N/A



The Honorable
Eddie Baza Calvo
Governor of Guam

The Honorable
Ray Tenorio
Lt. Governor of Guam



FEDERAL PROGRAMS SUBMISSION REQUIREMENTS

1. Program Contacts Information:

i Department: Department of Public Works (DPW)

I. Division/Section: Office of Highway Safety

ii Mailing Address: 542 North Marine Corps Drive
Tamuning, Guam 96913

iii Contact Phone Number: (671) 647-4343

iv Contact Email: cecilia.javier@dpw.guam.gov

v Facsimile Number: (671) 646-3733

2. Program Information:

a Revenue Account Number : 0

b. Expenditure Account Number:

1) 5101E151065EHC44

Federal Programs Submission Requirements

c. Local Matching Account Number: 0

d. Drawdown Method: Electronic

e. Funded Employees: Full: 0 Partial: -0-

f. Financial Reporting Cycle: Quarterly

i. Reporting Cycle Submission Dates: Oct-Dec/Jan-Mar
Apr-Jun and July-Sept.

g. Performance Reporting Cycle: Quarterly

3. Name and Address of Federal Program Point of Contact:

a. Name of Responsible Contact Person: Cecilia D. Javier

i. Department: Department of Public Works (DPW)

1. Division/Section: Office of Highway Safety

ii. Mailing Address: 542 North Marine Corps Drive,
Tamuning, Guam 96913

BUDGET INFORMATION - Non-Construction Programs

OMB Approval No. 0348-0044

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		Total (g)
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	
1. FY2015	20.616	\$ 0.00	\$ 0.00	\$ 79,435.34	\$ 0.00	\$ 79,435.34
2.		0.00	0.00	0.00	0.00	0.00
3.		0.00	0.00	0.00	0.00	0.00
4.		0.00	0.00	0.00	0.00	0.00
5. Totals		\$ 0.00	\$ 0.00	\$ 79,435.34	\$ 0.00	\$ 79,435.34

SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY					Total (5)
	(1)	(2)	(3)	(4)	(5)	
a. Personnel	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
b. Fringe Benefits	0.00	0.00	0.00	0.00	0.00	0.00
c. Travel	0.00	0.00	0.00	0.00	0.00	0.00
d. Equipment	0.00	0.00	0.00	0.00	0.00	0.00
e. Supplies	0.00	0.00	0.00	0.00	0.00	0.00
f. Contractual	0.00	0.00	0.00	0.00	0.00	0.00
g. Construction	0.00	0.00	0.00	0.00	0.00	0.00
h. Other	0.00	0.00	0.00	0.00	0.00	0.00
i. Total Direct Charges (sum of 6a-6h)	0.00	0.00	0.00	0.00	0.00	0.00
j. Indirect Charges	0.00	0.00	0.00	0.00	0.00	0.00
k. TOTALS (sum of 6i and 6j)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
7. Program Income	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

Authorized for Local Reproduction

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8.	\$	\$	\$	\$ 0.00
9.				0.00
10.				0.00
11.				0.00
12. TOTAL (sum of lines 8-11)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

SECTION D - FORECASTED CASH NEEDS

	SECTION D - FORECASTED CASH NEEDS				
	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
14. Non-Federal	0.00	0.00	0.00	0.00	0.00
15. TOTAL (sum of lines 13 and 14)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (Years)				
	(b) First	(c) Second	(d) Third	(e) Fourth	
16.	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
17.	0.00	0.00	0.00	0.00	0.00
18.	0.00	0.00	0.00	0.00	0.00
19.	0.00	0.00	0.00	0.00	0.00
20. TOTAL (sum of lines 16-19)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

SECTION F - OTHER BUDGET INFORMATION

21. Direct Charges:	22. Indirect Charges:
---------------------	-----------------------

23. Remarks:



Therese D. Matanane <therese.matanane@dpw.guam.gov>

GU.FY15.405e

NHTSAGrants@dot.gov <NHTSAGrants@dot.gov>
To: therese.matanane@dpw.guam.gov, NHTSAGrants@dot.gov
Cc: cecilia.javier@dpw.guam.gov

Tue, Jul 1, 2014 at 11:25 PM

We have received your application

[Quoted text hidden]

APPLICATION FOR FEDERAL ASSISTANCE SF-424 - MANDATORY

1.a. Type of Submission: <input checked="" type="checkbox"/> Application <input type="checkbox"/> Plan <input type="checkbox"/> Funding Request <input type="checkbox"/> Other Other (specify): <input type="text"/>		1.b. Frequency: <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Quarterly <input type="checkbox"/> Other Other (specify): <input type="text"/>		1.d. Version: <input checked="" type="checkbox"/> Initial <input type="checkbox"/> Resubmission <input type="checkbox"/> Revision <input type="checkbox"/> Update	
		2. Date Received: <input type="text"/>		STATE USE ONLY:	
		3. Applicant Identifier: <input type="text"/>		5. Date Received by State: <input type="text"/>	
		4a. Federal Entity Identifier: N/A		6. State Application Identifier: <input type="text"/>	
		4b. Federal Award Identifier: None			
1.c. Consolidated Application/Plan/Funding Request? <input type="checkbox"/> <input checked="" type="checkbox"/> Explanation					

7. APPLICANT INFORMATION:

a. Legal Name: DEPARTMENT OF PUBLIC WORKS - OFFICE OF HIGHWAY SAFETY		
b. Employer/Taxpayer Identification Number (EIN/TIN): 98-0018947	c. Organizational DUNS: 778904292	
d. Address:		
Street1: 542 North Marine Corps Drive	Street2: <input type="text"/>	
City: Tamuning	County / Parish: <input type="text"/>	
State: GU: Guam	Province: <input type="text"/>	
Country: USA: UNITED STATES	Zip / Postal Code: 96913	
e. Organizational Unit:		
Department Name: DEPARTMENT OF PUBLIC WORKS	Division Name: OFFICE OF HIGHWAY SAFETY	
f. Name and contact information of person to be contacted on matters involving this submission:		
Prefix: Mrs.	First Name: CECILIA	Middle Name: D.
Last Name: JAVIER	Suffix: <input type="text"/>	
Title: Highway Safety Coordinator		
Organizational Affiliation: <input type="text"/>		
Telephone Number: (671) 647-4343	Fax Number: (671) 646-3733	
Email: cecilia.javier@dpw.guam.gov		

APPLICATION FOR FEDERAL ASSISTANCE SF-424 - MANDATORY

8a. TYPE OF APPLICANT:

F: U.S. Territory or Possession

Other (specify):

b. Additional Description:

9. Name of Federal Agency:

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION - REGION IX

10. Catalog of Federal Domestic Assistance Number:

20.616

CFDA Title:

NATIONAL PRIORITY SAFETY PROGRAMS "DISTRACTED DRIVING GRANT"

11. Descriptive Title of Applicant's Project:

ISLAND WIDE

12. Areas Affected by Funding:

13. CONGRESSIONAL DISTRICTS OF:

a. Applicant:

GUAM

b. Program/Project:

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

14. FUNDING PERIOD:

a. Start Date:

10/01/2014

b. End Date:

09/30/2015

15. ESTIMATED FUNDING:

a. Federal (\$):

153,027.40

b. Match (\$):

16. IS SUBMISSION SUBJECT TO REVIEW BY STATE UNDER EXECUTIVE ORDER 12372 PROCESS?

a. This submission was made available to the State under the Executive Order 12372 Process for review on:

b. Program is subject to E.O. 12372 but has not been selected by State for review.

c. Program is not covered by E.O. 12372.

APPLICATION FOR FEDERAL ASSISTANCE SF-424 - MANDATORY

17. Is The Applicant Delinquent On Any Federal Debt?

Yes

No

Explanation

18. By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)

** I Agree

** This list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix:

Mr.

First Name:

CARL

Middle Name:

V.

Last Name:

DOMINGUEZ

Suffix:

Mr.

Title:

DIRECTOR/GOVERNOR'S REP FOR HIGHWAY SAFETY

Organizational Affiliation:

DEPARTMENT OF PUBLIC WORKS

Telephone Number:

(671) 646-3131

Fax Number:

(671) 649-6178

Email:

carl.dominguez@dpw.guam.gov

Signature of Authorized Representative:

Date Signed:

6/27/14

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

APPLICATION FOR FEDERAL ASSISTANCE SF-424 - MANDATORY

Consolidated Application/Plan/Funding Request Explanation:

PLEASE REFER TO SECTION 405E GRANT APPLICATION

2015 DISTRACTED DRIVING MAP-21 {SECTION 405(e)}



DISTRACTED DRIVING PROGRAM

GUAM'S TEXTING LAW (PUBLIC LAW 29-22)

"An act to add a new §3347 to Article 3 of Chapter 3, Title 16 Guam Code Annotated, relative to reading, writing, or sending electronic messages while operating a motor vehicle; prescribing penalties; and providing an effective date", which states in part:

§3347:

(a) It is unlawful for a person to read, write, or send electronic messages while operating a motor vehicle.

(b) Any person who violates the provisions of subsection (a) of this Section is guilty of a violation and *shall* be punished by a fine *not to exceed* One Hundred Dollars (\$100.00).

(c) Notwithstanding the provisions of §9502 of Chapter 9.5 of Title 7 Guam Code Annotated, all fines collected under this Section *shall* be deposited into the Police Services Fund and made available by appropriation by *I Liheslaturan Guahan*."

This Act *shall* become effective six (6) months after enactment into law. (April 15, 2008)

GUAM'S MOBILE PHONE LAW (PUBLIC LAW 31-194)

"An act to amend §3346, and to add a new §3346.1, all of Chapter 3, Title 16, Guam Code Annotated, relative to restricting the use of mobile phones while driving a motor vehicle, and providing for public education requirements regarding such restrictions", which states in part:

Section 2. §3346 of Chapter 3, Title 16, Guam Code Annotated, is hereby amended to read as follows:

§3346. Restrictions on the Use of Mobile Phones While Driving.

(a) **Restriction.** It is unlawful for a person to read, write, or send electronic messages, or use or be holding, a mobile phone or similar electronic communications device while driving a vehicle.

(1) **Definition.** For the purposes of this Section, *driving* means operating a vehicle, with the motor running, including while temporarily stationary because of traffic, a

traffic control device, or other momentary delays. Driving *does not* include operating a vehicle with or without the motor running when the driver moved the vehicle to the side of, or off, a highway, and halted in a location where the vehicle can safely remain stationary.

(b) **Exemptions.** The restriction set forth in Subsection (a) *shall not* apply to voice communication being made under the following circumstances.

(1) **Emergency Calls.** The driver is making an emergency call to law enforcement officials or other public emergency response services; or

(2) **Voice Communications Required for the Conduct of Commercial Transportation Operations.** During the course of carrying out commercial transportation while in a vehicle bearing the logo of the company of employment. Said communications *shall* be voice-only and for the *sole* purpose of coordinating movement while on Guam's roadways.

(A) Such exemption, however, *shall not* apply to interstate commercial motor vehicle movements, or during any transportation of hazardous materials, as stipulated in 49 CFR Parts 177,183,384,390,391, and 391.

(B) §3346(b) (2) *shall* be repealed thirty (30) days after enactment of this Act; or

(3) **Hands-free.** The driver is using a mobile phone that is specifically designed and configured to allow hands-free listening and talking, through the use of Bluetooth, hard-wired, or similar technology, and is used *only* in such hands-free manner while driving. Should an earpiece be utilized as part of the hands-free talking device, *only* one (1) such earpiece may be used by the person. Medically prescribed hearing aids are *not* to be counted against the one (1) earpiece limit; or

(4) **Licensed Amateur Radio (Ham Radio).** The driver is using *only* two (2) –way mobile radio transmitters or receivers and possesses a current and valid license from the Federal Communications Commission in the Amateur Radio Service; or

(5) **CB Radio and Similar.** The driver is using a "*half-duplex*" only device. Such device *shall not* have the ability to also conduct "*full-duplex*" communication.

- (A) For the purposes of this Subsection, *half-duplex* means the ability for two (2) or more electronic devices to communicate with each other, but in *only* one (1) direction at a time (*not simultaneously*), and inclusive of simplex technology; provided, that such technology permits for *only* voice communication in one (1) direction at a time.
- (c) **Limits of Exemptions.** The exemptions outlined in Subsections (b) (2) through (b) (5) of this Section *shall only* be extended to an individual with a valid Driver's License. For the purposes of this Section, a Class A (Operator) or Class F (Motorcycle) Learner's Permit, or a Class A (Operator) or Class F (Motorcycle) Intermediate License shall not constitute a Driver's License. (Emphasis added)
- (d) **Penalties.** Any driver who violates the provisions of Subsections (a), (b) or (c) of this Section is guilty of a violation and shall be punished by a fine *no less than* One Hundred Dollars (\$100.00). Repeat violations of this Section shall be punished by a fine *no less than* Five Hundred Dollars (\$500.00). However, should a driver be found to have violated the provisions of this Section, and that said violation may have contributed to a traffic collision, then he or she is guilty of a violation punishable by a fine *no less than* One Thousand Dollars (\$1,000.00), and may result in the suspension or revocation of driving privileges on Guam's roadways.
- (e) Notwithstanding the provisions of §9502 of Chapter 9.5 of Title 7, Guam Code Annotated, all fines collected under this Section *shall* be deposited into the Police Services Fund, and made available by appropriation by I Liheslaturan Guahan.

Section 3. A new §3346.1 of Chapter 3, Title 16, Guam Code Annotated, is hereby added to read:

§3346.1. Public Education Regarding Restrictions on the Use of Mobile Phones While Driving.

- (a) Within thirty (30) days following the effective date of this Act, wireless carriers providing mobile phone services or businesses providing vehicle insurance *shall*, respectively, send a one (1)-time mailing or electronic notification to their current Guam-based wireless service subscribers or vehicle insurance policy holders with information summarizing the restrictions on the use of mobile phones while driving, as outlined in §3346 of this Chapter.
- (b) Wireless carriers providing insurance are required to provide information summarizing the restrictions on the use of mobile phones while driving, as

outlined in §3346 of this Chapter, to all new Guam-based wireless service subscribers or vehicle insurance policy holders, respectively, and to also include such information continuously on their websites.

- (c) Any business entity registered with the Department of Revenue and Taxation who sells or leases vehicles must provide every customer purchasing or leasing a vehicle with information summarizing the restrictions on the use of mobile phones while driving, as outlined in §3346 of this Chapter.
- (d) The Department of Revenue and Taxation, Motor Vehicle Division *shall* provide all applicants for a Learner's Permit, Intermediate License, or Drivers License, whether new or renewing, with information summarizing the restrictions on the use of mobile phones while driving, as outlined in §3346 of this Chapter. Driver's license exams *shall* also test on the subject matter of mobile phones usage while driving.
- (e) Any business entity registered with the Department of Revenue and Taxation that rents vehicles must provide every vehicle rental customer with information summarizing the restrictions on the use of mobile phones while driving, as outlined in §3346 of this Chapter.

Effective Date of this PL 31-194, March 28, 2012.

Map-21, Section 405(E) was created as a new distracted driving grant program, authorizing incentive grants to States that enact and enforce laws prohibiting distracted driving. Specifically, States must have statutes that prohibit drivers from texting while driving and youths from using cell phones while driving. Furthermore, it states under the Qualification Criteria that an award under this grant program is a State statute that complies with the criteria set forth in MAP-21. Specifically, a State must have a conforming statute that prohibits texting while driving and **youth cell phone use while driving**.

The Territory of Guam is hereby submitting this grant application and submits below two Guam Law's that pertains to youth prohibiting them from using a cell phone while operating a motor vehicle.

Title 16, Guam Code Annotated, Chapter 3, Article 1A – Graduated Driver's Licenses, states in part:

§31A04.Stage 1: Learner's Permit..."(a) the minimum age for a learner's permit is fifteen and one-half (15.5) years,..."

§31A05.Stage 2: Intermediate License..."(a) the minimum age for an Intermediate License is sixteen (16) years;..."

§31A06.Stage 3: Full Licensure..."(a full licensee must be at least Seventeen (17) years of age;..."

Furthermore, Title 16, Guam Code Annotated, Chapter 3, Section 2, states in part:

§3346. Restrictions on the Use of Mobile Phones While Driving.

(a) **Restriction.** It is unlawful for a person to read, write, or send electronic messages, or use or be holding, a mobile phone or similar electronic communications device while driving a vehicle.

(b) **Exemptions.** The restriction set forth in Subsection (a) *shall not* apply to voice communication being made under the following circumstances.

(f) **Limits of Exemptions.** The exemptions outlined in Subsections (b) (2) through (b) (5) of this Section *shall only* be extended to an individual with a valid Driver's License. For the purposes of this Section, a Class A (Operator) or Class F (Motorcycle) **Learner's Permit**, or a Class A (Operator) or Class F (Motorcycle) **Intermediate License** shall not constitute a Driver's License.

STRATEGIES:

- Identifying the island's traffic safety problems on distracted driving;
- Utilize traffic safety data (crash, citation, roadway, injury, alcohol, etc.) for the problem identification;
- Increase public awareness on texting, cell phones, and other distractions while driving with middle/high schools, public and private organizations, non-profit organizations, workplaces, community venues and military installations on island.

PROJECT TITLE: PROGRAM MANAGEMENT AND OPERATIONS

PROJECT NUMBER: M8*DD15-26-01OHS

AGENCY: Department of Public Works – Office of Highway Safety

Project Description: Funding under this program will include 20% of the salary and fringe for one (1) Program Coordinator III and operating costs directly related to this project, such as program development, coordination, monitoring, evaluation, public education, auditing, and training. **\$15,914.80**

The Department of Public Works – Office of Highway Safety will implement a Distracted Driving Program and concentrate its efforts in the area of distracted driving safety in FY 2015 through coordinated efforts in education, awareness and prevention, and enforcement activities.

The Office of Highway Safety will continue to work with traffic safety stakeholders, consisting of government agencies/departments, private organizations, non-profit organizations, and military installations and all law enforcement agencies and grant recipients on the island.

The Department of Public Works – Office of Highway Safety's Distracted Driving Education project will improve behaviors of texting, cell phones, red light runner drivers through education along with an effective paid and earned media events targeting middle/high school students, young adults and residents from various countries visiting the island of Guam.

Project Costs: Salary and Fringe: \$15,914.80 (carry-forward)

PROJECT TITLE: TRAFFIC RECORDS

PROJECT NUMBER: M8*TR15-27-01OHS

AGENCY: Department of Public Works-Office of Highway Safety

Project Description: The DPW-OHS will utilize grant funds to send four (4) representatives from the Traffic Records Executive Committee (TREC) and/or the Traffic Records Coordinating Committee (TRCC) to attend the 2015 Traffic Records Forum.

Project Costs: Travel: \$18,000.00 (Carry-forward)

PROJECT TITLE: OPERATION "ONE TEXT OR CALL, COULD WRECK IT ALL"

PROJECT NUMBER: M8PE15-28-01OHS

AGENCY: Department of Public Works-Office of Highway Safety

Project Description: The DPW-OHS will utilize grant funds to develop and implement a Distracted Driving awareness media campaign. Grant funds may be used for video production, T.V. and Radio public service announcements, billboards, posters, and theatre advertisement.

Distracted Driving has received heightened public and media attention recently with a general knowledge that driving does demand full time attention. As mobile technology evolves at a breakneck pace, more and more drivers rightly fear and recognize that distracted driving – texting, e-mails, phone calls and more – is a growing threat on the road.

Distracted Driving is common, though is difficult to define, measure, and sometimes observe. Distracted Driving result in large part from lifestyle patterns and choices: they are societal issues, rather than just driving and transportation system issues. For these reasons, few behavioral highway safety countermeasures have been shown to reduce distracted driving, although a number of new countermeasures are currently being developed and evaluated.

Funds will be used to develop and implement a Distracted Driving awareness campaign by producing new distracted driving awareness T.V. and Radio public service announcements. Highly visible media campaign to promote enforcement, which remains to be the most effective countermeasure in reducing crashes and fatalities. In addition, procurement of billboard signs with materials to be installed at various four locations on Guam's roadways, reminding the motorists of the Guam Texting and Cell Phone laws.

Project Costs: Contractual: \$30,520.54 (carry-forward)

PROJECT TITLE: DISTRACTED DRIVING ENFORCEMENT

PROJECT NUMBER: M8*PT15-30-01HPD

AGENCY: Guam Police Department-Highway Patrol Division

PERFORMANCE MEASURE: To increase the number citations of texting/cell phone use by 10% from 2011-2013 calendar base year average of 287 to 316 by December 31, 2015.

PERFORMANCE TARGETS: The Guam Police Department-Highway Patrol Division will perform sixteen (16) saturation patrols during FY2015 to include all NHTSA High Visibility Enforcement campaigns, such as: "Distracted Driving Awareness Month, Click It or Ticket mobilization, and the Impaired Driving Awareness campaigns.

Project Description: Driver distraction is a major contributor to highway crashes. High visibility enforcement has been shown to change driver behavior through programs such as "Click it or Ticket". Grant funds will be utilized for overtime enforcement activities at high-crash areas by conducting high visibility and sustained enforcement activities to reduce traffic crashes and fatalities.

CITATIONS ISSUED

	CY 2012	CY 2013	CY 2014
Texting	7	11	2
Mobile Phones	193	287	153
Involving Large Vehicles	0	14	1

NOTE: 2014 Statistics (January 2014 – May 31, 2014)

SOURCE: Judiciary of Guam (Traffic Violations Bureau)

Often it is difficult to accurately collect this information at the crash scene since drivers won't always volunteer what led to the crash. Nonetheless driver inattention is a major contributor to highway crashes. The National Highway Traffic Safety Administration (NHTSA) estimates that at least 25% of police-reported crashes involve some form of driver inattention.

The Guam Police Department will continue its efforts to reduce texting and cell phone usage while driving, which are unsafe driving habits. Since the enactment of the law in March, 2012, there were a total of 200 citations issued and in 2013, there were a total of 301 citations; and as of May 31, 2014, there were 156 citations issued. An increase of 101 citations issued since the enactment of the law in 2012 to 2013. This is evident of the high visibility enforcement and saturation activities efforts conducted by the Guam Police Department to decrease the number of texting/cell phone related injuries and fatalities on Guam's roadways.

The Guam Police Department – Highway Patrol Division will conduct 16 day and nighttime enforcement activities during FY2015.

Project Costs: Overtime: \$15,000.00

**APPENDIX D TO PART 1200 –
CERTIFICATIONS AND ASSURANCES
FOR NATIONAL PRIORITY SAFETY PROGRAM GRANTS (23 U.S.C. 405)**

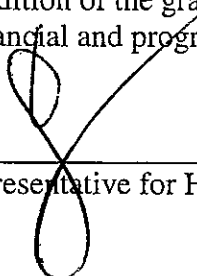
State: Territory of Guam

Fiscal Year: 2015

Each fiscal year the State must sign these Certifications and Assurances that it complies with all requirements, including applicable Federal statutes and regulations that are in effect during the grant period.

In my capacity as the Governor's Representative for Highway Safety, I:

- certify that, to the best of my personal knowledge, the information submitted to the National Highway Traffic Safety Administration in support of the State's application for Section 405 grants below is accurate and complete.
- understand that incorrect, incomplete, or untimely information submitted in support of the State's application may result in the denial of an award under Section 405.
- agree that, as condition of the grant, the State will use these grant funds in accordance with the specific requirements of Section 405(b), (c), (d), (e), (f) and (g), as applicable.
- agree that, as a condition of the grant, the State will comply with all applicable laws and regulations and financial and programmatic requirements for Federal grants.



Signature Governor's Representative for Highway Safety

6/27/14

Date

CARL V. DOMINGUEZ

Printed name of Governor's Representative for Highway Safety

Instructions: Check the box for each part for which the State is applying for a grant, fill in relevant blanks, and identify the attachment number or page numbers where the requested information appears in the HSP. Attachments may be submitted electronically.

Part 4: Distracted Driving (23 CFR 1200.24)

[Fill in all blanks below.]

Prohibition on Texting While Driving

The State's texting ban statute, prohibiting texting while driving, a minimum fine of at least \$25, and increased fines for repeat offenses, was enacted on **10/24/2007 and effective 04/24/2008** and last amended on ___/___/___, is in effect, and will be enforced during the fiscal year of the grant.

Legal citations:

- Prohibition on texting while driving:
Title 16 Guam Code Annotated, added new Subsection 3347 of Chapter 3.
- Definition of covered wireless communication devices:
Title 16, Guam Code Annotated, Chapter 3, Section 1 of Subsection 3347.
- Maximum fine at least \$25.00 for first offense:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3347 (b)
- Increased fines for repeat offenders:
None
- Exemptions from texting ban:
None

Prohibition on Youth Cell Phone Use While Driving

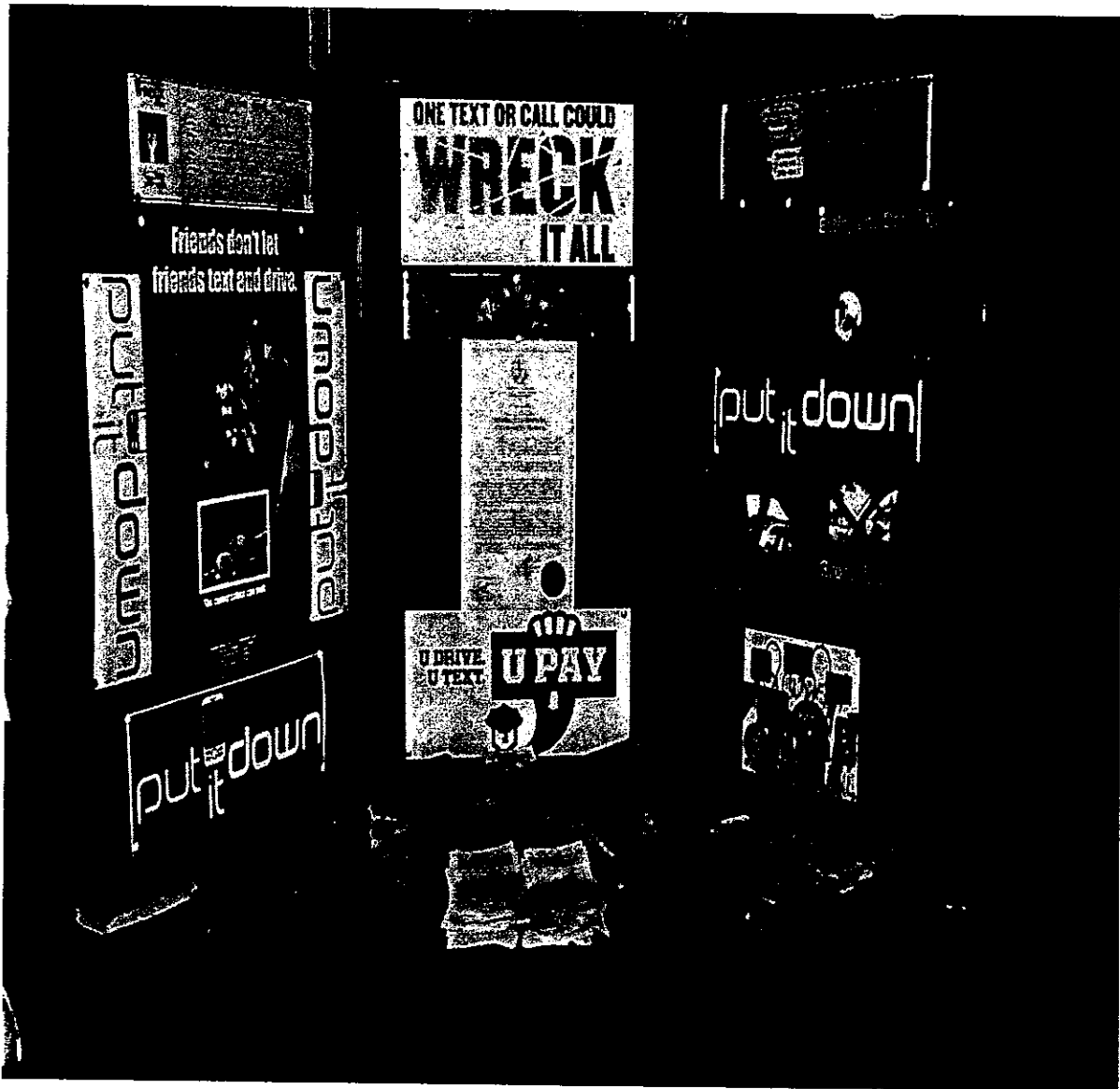
The State's youth cell phone use ban statute, prohibiting youth cell phone use while driving, driver license testing of distracted driving issues, a minimum fine of at least \$25, increased fines for repeat offenses, was enacted on **02/28/2012 and effective on 03/28/2012**, is in effect, and will be enforced during the fiscal year of the grant.

Legal citations:

- Prohibition on youth cell phone use while driving:
Title 16, Guam Code Annotated, Article 1A of Chapter 3. (Please refer to Pages 5 & 6)
- Driver license testing of distracted driving issues:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3346.1 (d)
- Maximum fine of at least \$25.00 for first offense:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3346 (d)
- Increased fines for repeat offenses:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3346 (d)

- Exceptions from youth cell phone use ban:
None

2015 DISTRACTED DRIVING MAP-21 {SECTION 405(e)}



traffic control device, or other momentary delays. Driving *does not* include operating a vehicle with or without the motor running when the driver moved the vehicle to the side of, or off, a highway, and halted in a location where the vehicle can safely remain stationary.

(b) **Exemptions.** The restriction set forth in Subsection (a) *shall not* apply to voice communication being made under the following circumstances.

(1) **Emergency Calls.** The driver is making an emergency call to law enforcement officials or other public emergency response services; or

(2) **Voice Communications Required for the Conduct of Commercial Transportation Operations.** During the course of carrying out commercial transportation while in a vehicle bearing the logo of the company of employment. Said communications *shall* be voice-only and for the *sole* purpose of coordinating movement while on Guam's roadways.

(A) Such exemption, however, *shall not* apply to interstate commercial motor vehicle movements, or during any transportation of hazardous materials, as stipulated in 49 CFR Parts 177,183,384,390,391, and 391.

(B) §3346(b) (2) *shall* be repealed thirty (30) days after enactment of this Act; or

(3) **Hands-free.** The driver is using a mobile phone that is specifically designed and configured to allow hands-free listening and talking, through the use of Bluetooth, hard-wired, or similar technology, and is used *only* in such hands-free manner while driving. Should an earpiece be utilized as part of the hands-free talking device, *only* one (1) such earpiece may be used by the person. Medically prescribed hearing aids are *not* to be counted against the one (1) earpiece limit; or

(4) **Licensed Amateur Radio (Ham Radio).** The driver is using *only* two (2) –way mobile radio transmitters or receivers and possesses a current and valid license from the Federal Communications Commission in the Amateur Radio Service; or

(5) **CB Radio and Similar.** The driver is using a “*half-duplex*” only device. Such device *shall not* have the ability to also conduct “*full-duplex*” communication.

outlined in §3346 of this Chapter, to all new Guam-based wireless service subscribers or vehicle insurance policy holders, respectively, and to also include such information continuously on their websites.

- (c) Any business entity registered with the Department of Revenue and Taxation who sells or leases vehicles must provide every customer purchasing or leasing a vehicle with information summarizing the restrictions on the use of mobile phones while driving, as outlined in §3346 of this Chapter.
- (d) The Department of Revenue and Taxation, Motor Vehicle Division *shall* provide all applicants for a Learner's Permit, Intermediate License, or Drivers License, whether new or renewing, with information summarizing the restrictions on the use of mobile phones while driving, as outlined in §3346 of this Chapter. Driver's license exams *shall* also test on the subject matter of mobile phones usage while driving.
- (e) Any business entity registered with the Department of Revenue and Taxation that rents vehicles must provide every vehicle rental customer with information summarizing the restrictions on the use of mobile phones while driving, as outlined in §3346 of this Chapter.

Effective Date of this PL 31-194, March 28, 2012.

Map-21, Section 405(E) was created as a new distracted driving grant program, authorizing incentive grants to States that enact and enforce laws prohibiting distracted driving. Specifically, States must have statutes that prohibit drivers from texting while driving and youths from using cell phones while driving. Furthermore, it states under the Qualification Criteria that an award under this grant program is a State statute that complies with the criteria set forth in MAP-21. Specifically, a State must have a conforming statute that prohibits texting while driving and **youth cell phone use while driving.**

The Territory of Guam is hereby submitting this grant application and submits below two Guam Law's that pertains to youth prohibiting them from using a cell phone while operating a motor vehicle.

Title 16, Guam Code Annotated, Chapter 3, Article 1A – Graduated Driver's Licenses, states in part:

§31A04.Stage 1: Learner's Permit..."(a) the minimum age for a learner's permit is fifteen and one-half (15.5) years,..."

PROJECT TITLE: PROGRAM MANAGEMENT AND OPERATIONS

PROJECT NUMBER: M8*DD15-26-01OHS

AGENCY: Department of Public Works – Office of Highway Safety

Project Description: Funding under this program will include 20% of the salary and fringe for one (1) Program Coordinator III and operating costs directly related to this project, such as program development, coordination, monitoring, evaluation, public education, auditing, and training. **\$15,914.80**

The Department of Public Works – Office of Highway Safety will implement a Distracted Driving Program and concentrate its efforts in the area of distracted driving safety in FY 2015 through coordinated efforts in education, awareness and prevention, and enforcement activities.

The Office of Highway Safety will continue to work with traffic safety stakeholders, consisting of government agencies/departments, private organizations, non-profit organizations, and military installations and all law enforcement agencies and grant recipients on the island.

The Department of Public Works – Office of Highway Safety's Distracted Driving Education project will improve behaviors of texting, cell phones, red light runner drivers through education along with an effective paid and earned media events targeting middle/high school students, young adults and residents from various countries visiting the island of Guam.

Project Costs: Salary and Fringe: \$15,914.80 (carry-forward)

PROJECT TITLE: TRAFFIC RECORDS

PROJECT NUMBER: M8*TR15-27-01OHS

AGENCY: Department of Public Works-Office of Highway Safety

Project Description: The DPW-OHS will utilize grant funds to send four (4) representatives from the Traffic Records Executive Committee (TREC) and/or the Traffic Records Coordinating Committee (TRCC) to attend the 2015 Traffic Records Forum.

Project Costs: Travel: \$18,000.00 (Carry-forward)

Project Description: Driver distraction is a major contributor to highway crashes. High visibility enforcement has been shown to change driver behavior through programs such as “Click it or Ticket”. Grant funds will be utilized for overtime enforcement activities at high-crash areas by conducting high visibility and sustained enforcement activities to reduce traffic crashes and fatalities.

CITATIONS ISSUED

	CY 2012	CY 2013	CY 2014
Texting	7	11	2
Mobile Phones	193	287	153
Involving Large Vehicles	0	14	1

NOTE: 2014 Statistics (January 2014 – May 32, 2014)

SOURCE: Judiciary of Guam (Traffic Violations Bureau)

Often it is difficult to accurately collect this information at the crash scene since drivers won't always volunteer what led to the crash. Nonetheless driver inattention is a major contributor to highway crashes. The National Highway Traffic Safety Administration (NHTSA) estimates that at least 25% of police-reported crashes involve some form of driver inattention.

The Guam Police Department will continue its efforts to reduce texting and cell phone usage while driving, which are unsafe driving habits. Since the enactment of the law in March, 2012, there were a total of 200 citations issued and in 2013, there were a total of 301 citations; and as of May 31, 2014, there were 156 citations issued. An increase of 101 citations issued since the enactment of the law in 2012 to 2013. This is evident of the high visibility enforcement and saturation activities efforts conducted by the Guam Police Department to decrease the number of texting/cell phone related injuries and fatalities on Guam's roadways.

The Guam Police Department – Highway Patrol Division will conduct 16 day and nighttime enforcement activities during FY2015.

Project Costs: Overtime: \$15,000.00

Part 4: Distracted Driving (23 CFR 1200.24)

[Fill in all blanks below.]

Prohibition on Texting While Driving

The State's texting ban statute, prohibiting texting while driving, a minimum fine of at least \$25, and increased fines for repeat offenses, was enacted on **10/24/2007 and effective 04/24/2008** and last amended on ___/___/___, is in effect, and will be enforced during the fiscal year of the grant.

Legal citations:

- Prohibition on texting while driving:
Title 16 Guam Code Annotated, added new Subsection 3347 of Chapter 3.
- Definition of covered wireless communication devices:
Title 16, Guam Code Annotated, Chapter 3, Section 1 of Subsection 3347.
- Maximum fine at least \$25.00 for first offense:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3347 (b)
- Increased fines for repeat offenders:
None
- Exemptions from texting ban:
None

Prohibition on Youth Cell Phone Use While Driving

The State's youth cell phone use ban statute, prohibiting youth cell phone use while driving, driver license testing of distracted driving issues, a minimum fine of at least \$25, increased fines for repeat offenses, was enacted on **02/28/2012 and effective on 03/28/2012**, is in effect, and will be enforced during the fiscal year of the grant.

Legal citations:

- Prohibition on youth cell phone use while driving:
Title 16, Guam Code Annotated, Article 1A of Chapter 3. (Please refer to Pages 5 & 6)
- Driver license testing of distracted driving issues:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3346.1 (d)
- Maximum fine of at least \$25.00 for first offense:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3346 (d)
- Increased fines for repeat offenses:
Title 16, Guam Code Annotated, Chapter 3, Subsection 3346 (d)