

I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
268-38 (COR)	Chris Barnett V. Anthony Ada Sabina Flores Perez Therese M. Terlaje Telo T. Taitague	AN ACT TO ADD A NEW § 77134 TO ARTICLE 1, CHAPTER 77, TITLE 21 GUAM CODE ANNOTATED RELATIVE TO CREATING A BEACH AND COAST WARNING AND NOTIFICATION SYSTEM FOR HAZARDOUS CONDITIONS.	2/5/26 4:46 p.m.						

I MINA'TRENTAI OCHO NA LIHESLATURAN
GUÅHAN 2026 (SECOND) Regular Session

Bill No. 268-38 (COR)

Introduced by:

Chris Barnett *DCB*
V. Anthony Ada *CR*
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Therese M. Terlaje *TMT*
Telo T. Taitague *TT*

AN ACT TO ADD A NEW § 77134 TO ARTICLE 1, CHAPTER 77, TITLE 21 GUAM CODE ANNOTATED RELATIVE TO CREATING A BEACH AND COAST WARNING AND NOTIFICATION SYSTEM FOR HAZARDOUS CONDITIONS.

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

2 **Section 1.** A new § 77134 is *added* to Article 1, Chapter 77, Title 21, Guam Code
3 Annotated to read as follows:

4 **“§ 77134. Beaches and coastal areas; display of uniform warning and safety**
5 **flags at public beaches; placement of uniform notification signs; beach safety**
6 **education.**

7 (a) It is the intent of *I Liheslaturan Guåhan* that a cooperative effort among
8 Government of Guam agencies be undertaken to plan for and assist in the display of
9 uniform warning and safety flags, and the placement of uniform notification signs
10 that provide the meaning of such warning and safety flags, at public beaches along
11 the coast of the island. Because the varying natural conditions of Guam’s public
12 beaches and coastal areas pose significant risks to the safety of tourists and the
13 general public, it is important to inform the public of the need to exercise caution.

14 (b) The Department of Parks and Recreation, shall direct and coordinate the uniform
15 warning and safety flag program. The purpose of the program shall be to encourage
16 the display of uniform warning and safety flags at public beaches along the coast of

1 the island and to encourage the placement of uniform notification signs that provide
2 the meaning of such flags. Unless additional safety and warning devices are
3 authorized pursuant to paragraph (f) *infra*, only warning and safety flags developed
4 by the department shall be displayed. Participation in the program shall be open to
5 any government having jurisdiction over a public beach along the coast, whether or
6 not the beach has lifeguards.

7 (c) The Department of Parks and Recreation shall develop a program for the display
8 of uniform warning and safety flags at public beaches along the coast of the island
9 and for the placement of uniform notification signs that provide the meaning of the
10 flags displayed. Such program shall provide:

11 (1) For posted notification of the meaning of each of the warning and safety
12 flags at all designated public access points.

13 (2) That uniform notification signs be posted in a conspicuous location and be
14 clearly legible.

15 (3) A standard size, shape, color, and definition for each warning and safety
16 flag.

17 (4) The Department of Parks and Recreation is authorized, within the limits
18 of appropriations or grants available to it for such purposes, to establish and
19 operate a program to encourage the display of uniform warning and safety
20 flags at public beaches along the coast of the island and to encourage the
21 placement of uniform notification signs that provide the meaning of the flags
22 displayed. The department shall coordinate the implementation of the uniform
23 warning and safety flag program with the Mayors Council of Guam and the
24 Guam Fire Department.

25 (d) Due to the inherent danger of constantly changing surf and other naturally
26 occurring conditions along Guam's coast, government entities or authorities, and
27 their individual employees and agents, shall not be held liable for any injury or loss

1 of life caused by changing surf and other naturally occurring conditions along coastal
2 areas, whether or not uniform warning and safety flags or notification signs
3 developed by the department are displayed or posted.

4 (e) The Department of Parks and Recreation, may develop and make available to the
5 public other educational information and materials related to beach safety and may
6 also authorize governmental agencies to use additional safety and warning devices
7 in conjunction with the display of uniform warning and safety flags at public
8 beaches.”