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
338-38 (COR) As amended by the Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement.	Telo T. Taitague Jesse A. Lujan	AN ACT TO *ADD* A NEW § 10115 TO ARTICLE 1 OF CHAPTER 10, TITLE 12, GUAM CODE ANNOTATED AND A NEW § 70.470 TO ARTICLE 4 OF CHAPTER 70, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING UNAUTHORIZED UNMANNED AIRCRAFT OPERATIONS AT DESIGNATED PORT AUTHORITY OF GUAM PROTECTED CRITICAL INFRASTRUCTURE FACILITIES AND ESTABLISHING PENALTIES FOR VIOLATIONS THEREOF.	6/30/26 9:59 a.m.	7/2/26	Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement.	Request: 7/2/26 7/10/26	7/24/26 9:00 a.m.	9/1/26 As Amended.	

SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES
9/28/26	AN ACT TO *ADD* A NEW § 10115 TO ARTICLE 1 OF CHAPTER 10, TITLE 12, GUAM CODE ANNOTATED; AND TO *ADD* A NEW § 70.470 TO ARTICLE 4 OF CHAPTER 70, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING UNAUTHORIZED UNMANNED AIRCRAFT OPERATIONS AT DESIGNATED PORT AUTHORITY OF GUAM PROTECTED CRITICAL INFRASTRUCTURE FACILITIES AND ESTABLISHING PENALTIES FOR VIOLATIONS THEREOF.	10/16/26	10/19/26	10/30/26	38-157	10/30/26	Received: 10/30/26 Mess and Comm. Doc. No. 38GL-26-3135

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

38GL-26-3135

OFFICE OF THE SPEAKER
FRANK F. BLAS JR.
OCT 30 2026
Time: 4:30pm
Received:

Transmitted via Email to: speakerblas@guamlegislature.org

October 30, 2026

THE HON. FRANK BLAS, JR., *Speaker*
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Re: Bill No. 338-38 (COR), "AN ACT TO *ADD* A NEW § 10115 TO ARTICLE 1 OF CHAPTER 10, TITLE 12, GUAM CODE ANNOTATED; AND TO *ADD* A NEW § 70.470 TO ARTICLE 4 OF CHAPTER 70, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING UNAUTHORIZED UNMANNED AIRCRAFT OPERATIONS AT DESIGNATED PORT AUTHORITY OF GUAM PROTECTED CRITICAL INFRASTRUCTURE FACILITIES AND ESTABLISHING PENALTIES FOR VIOLATIONS THEREOF."

Håfa Adai Mr. Speaker,

Bill No. 338-38 (COR) prohibits unauthorized unmanned aircraft operations over designated areas of the Port Authority of Guam. As Guam's principal commercial seaport, the Port plays a vital role in supporting our island's economy and maintaining the supply chains that our residents and businesses depend on every day.

Unauthorized unmanned aircraft operations pose serious security risks, including disruptions to cargo operations, interference with security and communication systems, unauthorized surveillance, cyber-physical threats, and risks to public safety and homeland security.

By establishing Protected Critical Infrastructure Facilities (PCIFs) and Restricted Critical Infrastructure Areas (RCIAs), this legislation strengthens security at the Port by restricting unauthorized unmanned aircraft operations in designated areas. The bill also provides exemptions for law enforcement, emergency responders, federal agencies, Port-authorized contractors, and qualifying commercial operators who provide at least 48 hours' advance notice.

The Port Authority of Guam will maintain security measures to monitor and detect unauthorized unmanned aircraft operations occurring within or affecting these protected areas. The Port will also publish a map identifying the restricted areas, providing clear notice to the public about where these restrictions apply.

Protecting the Port is essential to protecting Guam's economy and the well-being of our people. This legislation establishes practical security measures while recognizing the legitimate operational needs of law enforcement, emergency responders, and authorized commercial operators. By strengthening security at our principal commercial seaport, we help ensure the safe and reliable movement of the goods and supplies our island depends on.

For these reasons, I am signing Bill No. 338-38 (COR) into law as ***Public Law No. 38-157.***

Senseramente,

LOURDES A. LEON GUERRERO
I Maga'hågan Guåhan
Governor of Guam

Enclosure(s): Bill No. 338-38 (COR) nka P.L. 38-157
cc via email: *Honorable* Joshua F. Tenorio, *Sigundo Maga'låhen Guåhan*, Lt. Governor of Guam
Compiler of Laws

38GL-26-3135
Messages and Communications
RECEIVED
COMMITTEE ON RULES
October 31, 2026
1:40 p.m.
Marie Crisostomo

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

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

This is to certify that **Bill No. 338-38 (COR), "AN ACT TO *ADD* A NEW § 10115 TO ARTICLE 1 OF CHAPTER 10, TITLE 12, GUAM CODE ANNOTATED; AND TO *ADD* A NEW § 70.470 TO ARTICLE 4 OF CHAPTER 70, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING UNAUTHORIZED UNMANNED AIRCRAFT OPERATIONS AT DESIGNATED PORT AUTHORITY OF GUAM PROTECTED CRITICAL INFRASTRUCTURE FACILITIES AND ESTABLISHING PENALTIES FOR VIOLATIONS THEREOF,"** was on the 16th day of October 2026, duly and regularly passed.

Frank F. Blas, Jr.
Speaker

Attested:

Sabrina Salas Matanane
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 19th day of October, 2026, at 4:33 o'clock P .M.

Jomichael C. Quinata
Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan
Date: 10/30/2026

Public Law No. 38-157

2026-26660
OFFICE OF THE GOVERNOR
CENTRAL FILES OFFICE
Rec'd By: Jomichael C. Quinata
Date: 10-19-26 Time: 4:33 PM

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

Bill No. 338-38 (COR)
As amended by the Committee on Economic Investment, Military Buildup, Regional Relations, Technology, Regulatory Affairs, Justice, Elections, and Retirement.

Introduced by: Telo T. Taitague
Jesse A. Lujan
V. Anthony Ada
Chris Barnett
Frank F. Blas, Jr.
Vincent A.V. Borja
Shelly V. Calvo
Christopher M. Dueñas
Eulogio Shawn Gumataotao
Tina Rose Muña-Barnes
William A. Parkinson
Sabina Flores Perez
Sabrina Salas Matanane
Joe S. San Agustin
Therese M. Terlaje

AN ACT TO *ADD* A NEW § 10115 TO ARTICLE 1 OF CHAPTER 10, TITLE 12, GUAM CODE ANNOTATED; AND TO *ADD* A NEW § 70.470 TO ARTICLE 4 OF CHAPTER 70, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING UNAUTHORIZED UNMANNED AIRCRAFT OPERATIONS AT DESIGNATED PORT AUTHORITY OF GUAM PROTECTED CRITICAL INFRASTRUCTURE FACILITIES AND ESTABLISHING PENALTIES FOR VIOLATIONS THEREOF.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Port Authority of Guam is a critical component of Guam's transportation,

public safety, emergency response, and supply chain infrastructure. As Guam's principal commercial seaport, the Port supports the movement of food, fuel, medical supplies, construction materials, and other essential cargo necessary to sustain the daily needs of the people of Guam.

I Liheslaturan Guåhan further finds that unauthorized unmanned aircraft operations over or near Port facilities may present serious risks, including disruption of cargo operations, interference with security and communications systems, unauthorized surveillance, delivery of harmful payloads, damage to equipment, and threats to public safety, homeland security, and emergency response capabilities.

It is the intent of *I Liheslaturan Guåhan* to establish a clear and limited prohibition against unauthorized unmanned aircraft operations over designated Port Authority of Guam facilities, while allowing appropriate exemptions for law enforcement, emergency response, the United States Government, Port-authorized operations, and other lawful operations permitted under this Act.

It is further the intent of *I Liheslaturan Guåhan* to ensure that restricted areas are publicly identified through maps, website notices, and signage, while protecting sensitive security, emergency response, cybersecurity, and infrastructure protection information from public disclosure when necessary to preserve the safety and security of Port operations.

Finally, it is the intent of *I Liheslaturan Guåhan* to support coordination with the Federal Aviation Administration, federal partners, and other appropriate entities to improve public awareness, flight planning, airspace safety, and the protection of Guam's critical maritime infrastructure to the extent permitted by federal law.

Section 2. A new § 10115 is *added* to Article 1 of Chapter 10, Title 12, Guam Code Annotated, to read as follows:

"§ 10115. Unmanned Aircraft Operations at Port Authority of Guam Protected Critical Infrastructure Facilities.

(a) Definitions.

(1) "Protected Critical Infrastructure Facility" or PCIF means a facility owned, operated, managed, or controlled by the Port Authority of Guam that has been designated and published pursuant to this Section and that constitutes critical infrastructure whose disruption could impair the provision of maritime transportation services, threaten public health or public safety, or adversely affect homeland security or national security, or emergency response capabilities. Protected Critical Infrastructure Facilities shall be limited to:

(A) Commercial Port terminals;

(B) Container yards, cargo handling facilities, and intermodal freight facilities;

(C) Port operations, dispatch, communications, security, and emergency management centers;

(D) Wharves, piers, berths, fuel transfer facilities, and maritime support infrastructure under the jurisdiction of the Port Authority of Guam;

(E) Other Port Authority facilities specifically designated and published pursuant to subsection (b).

(2) "Restricted Critical Infrastructure Area" or RCIA means the real property boundaries of a Protected Critical Infrastructure Facility as depicted on the current published map maintained pursuant to subsection (b) and the airspace directly above such property boundaries from the surface to four hundred (400) feet above ground level; provided, however, that for any Protected Critical Infrastructure Facility containing a structure that is three hundred (300) feet or greater in height above ground level, the Restricted Critical Infrastructure Area

shall, for that structure, extend to seven hundred (700) feet above ground level, inclusive of the initial four hundred (400) feet above ground level.

(3) "Payload" means any instrument, mechanism, equipment, part, apparatus, object, or accessory, including communications equipment, data-collection devices, or physical cargo, that is installed in, affixed to, or carried by an unmanned aircraft, and is not used or intended to be used in the direct propulsion, flight control, or basic safe operation of the aircraft.

(b) Designation and Publication of Restricted Critical Infrastructure Areas.

(1) The Port Authority of Guam may designate facilities under its ownership, operation, management, or control as Protected Critical Infrastructure Facilities upon a written determination by the General Manager with the concurrence by its Board of Directors through a duly adopted board resolution, that the facility constitutes critical infrastructure and that unauthorized unmanned aircraft operations present a credible risk of:

(A) disruption of maritime transportation services;

(B) disruption of cargo operations, logistics operations, or critical supply chain functions;

(C) damage to Port infrastructure, interference with security systems (CCTV, Radar Intrusion Systems), VHF-UHF radio communications systems;

(D) Surveillance and Espionage beyond Visual Line of Sight (BVLOS);

(E) Cyber-Physical Manipulation (Interception, disruption, hacking of local WI-FI, GPS, and communication networks);

(F) threats to public health and public safety;

(G) disruption of emergency response capabilities;

(H) homeland security risks; or

(I) national security risk.

(2) The Port Authority of Guam shall maintain and publish on its website a current map of all Protected Critical Infrastructure Facilities designated pursuant to this Section. The map shall identify the location and boundaries of each designated facility sufficient to provide notice to the public of the applicable Restricted Critical Infrastructure Area and the effective date of designation.

(3) The Port Authority of Guam shall include on the published map or accompanying publication the date of the most recent update and shall maintain an archive of all additions and removals of designated facilities. Within ten (10) business days of adding or removing a designated facility, the Port Authority of Guam shall publish notice of the update on its website and through other means reasonably calculated to inform the public.

(4) Notwithstanding any other provision of law, vulnerability assessments, threat assessments, security plans, emergency response plans, cybersecurity assessments, infrastructure protection studies, designation memoranda, and other documents prepared or maintained for the purpose of designating, protecting, or securing a Protected Critical Infrastructure Facility shall be confidential and exempt from public disclosure to the fullest extent permitted by law.

(5) Nothing in this Section shall be construed to require the Port Authority of Guam to disclose information that could reasonably be expected to compromise the security, resiliency, or operation of a Protected Critical Infrastructure Facility.

(6) The designation, addition, modification, or removal of a Protected Critical Infrastructure Facility from the published map shall not require legislative action.

(7) The Port Authority of Guam shall review each Protected Critical Infrastructure Facility designation at least every five (5) years to determine whether the designation remains necessary to protect Port operations, public safety, public health, environmental resources, homeland security, or national security interests.

(8) The Port Authority of Guam shall also post and maintain signs at reasonable and conspicuous locations at each designated facility stating that unauthorized unmanned aircraft operations are prohibited by law and providing information on where the public may access the current map of designated facilities and restricted areas.

(c) Restricted Operations. Unmanned aircraft operations prohibited pursuant to subsection (g) of this Section shall be prohibited within Restricted Critical Infrastructure Areas.

(d) Exemptions. This Section shall not apply to the following:

(1) A law enforcement agency, emergency medical service agency, hazardous materials response team, disaster management agency, or other emergency management agency for the purpose of incident command, area reconnaissance, personnel and equipment deployment monitoring, training, or other lawful governmental purposes in Guam;

(2) An unmanned aircraft operated by the United States Government, or a person acting pursuant to a contract with the United States Government, in the performance of official governmental duties;

(3) The Port Authority of Guam or an authorized contractor or agent acting under the express written permission of the Port management;

(4) An operator of an unmanned aircraft conducting commercial operations within a Restricted Critical Infrastructure Area, provided that:

(A) The operator complies with all applicable federal laws and regulations governing unmanned aircraft operations;

(B) The unmanned aircraft is registered with the Federal Aviation Administration when registration is required by federal law;

(C) The unmanned aircraft is equipped with Remote Identification capability when required by federal law;

(D) The operator possesses any license, certificate, waiver, authorization, or approval required by the Federal Aviation Administration (FAA) for the operation being conducted; and

(E) The operator complies with the notification requirements of subsection (e) of this Section.

(5) The lawful owner, occupant, lessee, or operator of property comprising a Restricted Critical Infrastructure Area, or a person acting with the prior written consent of such owner, occupant, lessee, or operator.

(e) Notification Requirements for Commercial Operations in Restricted Critical Infrastructure Areas.

(1) The operator of an unmanned aircraft conducting operations within a Restricted Critical Infrastructure Area shall provide no less than a forty-eight (48) hour notice to the Port Authority of Guam; and

(2) Notification shall include:

(A) the name, mailing address, electronic mail address, and telephone number of the person providing notice;

(B) the name and telephone number of the unmanned aircraft operator responsible for the flight;

(C) the applicable FAA certificate, authorization, waiver, permit, or registration number;

(D) the Remote Identification (Remote ID) serial number, if applicable or required by federal law;

(E) the registration number of the unmanned aircraft, if applicable;

(F) the date, estimated start and end time and purpose of the operation;

(G) the route of flight and area of operation within the Restricted Critical Infrastructure Area; and

(H) the number of unmanned aircraft to operate within the Restricted Critical Infrastructure Area; and

(3) Notification pursuant to this subsection shall be for situational awareness and security purposes only and shall not be construed as granting the Port Authority of Guam authority to approve, deny, or restrict an otherwise lawful operation; and

(4) Nothing in this subsection shall prohibit the Port Authority of Guam from coordinating with the operator regarding safety, emergency conditions, ongoing utility operations, or facility security considerations; and

(5) The notification requirements of this subsection may be waived when the operation is necessary to respond to an emergency, natural disaster, infrastructure failure, or other circumstance requiring immediate action to protect life, property, or critical utility operations.

(f) Unmanned Aircraft Detection and Monitoring.

(1) The Port Authority of Guam shall establish and maintain reasonable security measures to detect, monitor, document, and respond to unauthorized unmanned aircraft operations occurring within or affecting Protected Critical Infrastructure Facilities and Restricted Critical Infrastructure Areas. Such measures may include, but are not limited to:

(A) Remote Identification (Remote ID) monitoring systems;

(B) video surveillance systems;

(C) facility security monitoring systems;

(D) Incident reporting and documentation procedures; and

(E) Coordination and information sharing with federal, territorial, and local law enforcement or regulatory agencies.

(2) The Port Authority of Guam shall utilize available monitoring and security technologies, to the extent practicable, to distinguish authorized unmanned aircraft operations from unauthorized operations and to support enforcement of this Act.

(3) The Port Authority of Guam is authorized to acquire, operate, and maintain unmanned aircraft detection, identification, monitoring, navigation, traffic management, airspace awareness, and other emerging aviation security technologies as permitted under federal law for the protection of Protected Critical Infrastructure Facilities.

(4) The Port Authority of Guam is authorized to coordinate with the Federal Aviation Administration, the United States Coast Guard, the United States Department of Defense, federal and territorial law enforcement agencies, unmanned aircraft manufacturers, and other appropriate governmental or private entities for the purposes of unmanned aircraft detection and monitoring, incident reporting and information sharing, operational deconfliction, public awareness, and the voluntary incorporation of Protected Critical Infrastructure Facilities and Restricted Critical Infrastructure Areas into electronic mapping, navigation, flight planning, and other emerging unmanned aircraft safety technologies to the extent permitted by federal law.

(5) Nothing in this Section shall be construed to authorize the Port Authority of Guam, its officers, employees, contractors, or agents to intercept, seize control of, disable, destroy, jam, interfere with the communications or navigation of, or otherwise exercise counter-unmanned aircraft system authority against an unmanned aircraft, except to the extent expressly authorized under applicable federal law.

(g) Prohibited Conduct.

(1) A person shall not intentionally or knowingly:

(A) use an unmanned aircraft within a Restricted Critical Infrastructure Area with the intent to surveil, monitor,

collect intelligence regarding, photograph, electronically record, gather evidence, collect data concerning, or otherwise obtain information regarding a at a Protected Critical Infrastructure Facility without written consent of the owner, or the owner's designee;

(B) hover, loiter, circle, or otherwise maintain an unmanned aircraft in a manner reasonably indicating surveillance of, intelligence gathering regarding, or preparation to commit an act prohibited by this Section against a Protected Critical Infrastructure Facility, without lawful authority or written authorization from the owner or the owner's designee;

(C) deliver or attempt to deliver payloads to a Protected Critical Infrastructure Facility for the purpose of causing damage, disruption, interference, or impairment of utility operations, maritime transportation operations, cargo operations, or critical infrastructure operations;

(D) Strike or attempt to strike a Protected Critical Infrastructure Facility, equipment, structure, vehicle, pipeline, transmission asset, communication system, or other critical infrastructure with an unmanned aircraft for the purpose of causing damage, disruption or interference;

(E) Enable or attempt to enable unauthorized proximity-based cyber operations, electronic intrusion, communications interception, data collection, manipulation, disruption, or interference with critical infrastructure operations through the use of an unmanned aircraft; or

(F) Operate an unmanned aircraft in a manner intended to disrupt, interfere with, or impair the safe and reliable operation of a Protected Critical Infrastructure Facility."

Section 3. A new § 70.470 is *added* to Article 4 of Chapter 70, Title 9, Guam Code Annotated, to read as follows:

"**§ 70.470. Unlawful Use of an Unmanned Aircraft at Port Authority of Guam Critical Infrastructure; Penalties.**

(a) Any person convicted of violating 12 GCA §§ 10115(g)(1)(A) or (g)(1)(B) shall be guilty of a misdemeanor and, upon conviction, shall be punished by imprisonment for not more than one (1) year, by a fine not exceeding One Thousand Dollars ($1,000), or by both such imprisonment and fine.

(b) Any person convicted of violating 12 GCA §§ 10115(g)(1)(C), (g)(1)(D), (g)(1)(E), or (g)(1)(F) shall be guilty of a felony.

(c) Notwithstanding subsection (a) of this Section, a person convicted of violating 12 GCA §§ 10115(g)(1)(A) or (g)(1)(B), where such violation was committed with the intent to facilitate or in furtherance of a violation of 12 GCA §§ 10115(g)(1)(C), (D), (E), or (F), shall be guilty of a felony.

(d) Each flight or operation constituting a violation of 12 GCA § 10115(g) and punishable pursuant to this Section constitutes a separate offense."

Section 4. Certification of Compliance. No later than the effective date of this Act, the General Manager of the Port Authority of Guam shall certify in writing to the Speaker of *I Liheslaturan Guåhan* that the implementation requirements of Section 5 of this Act have been completed or initiated, as applicable. Failure to

provide such certification shall not delay or otherwise affect the effective date of this Act.

Section 5. Effective Date and Implementation. This Act shall take effect one hundred eighty (180) days after enactment. During this period, the Port Authority of Guam shall publish the map required by 12 GCA § 10115(b), install signage at Protected Critical Infrastructure Facilities, and initiate reasonable public outreach and education regarding the requirements of this Act. Public outreach and education may continue after the effective date.