

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

Bill No. 268-38 (COR) As amended by the Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure, and substituted on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building October 16, 2026					
NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Vice Speaker V. Anthony Ada	✓					
Senator Chris Barnett	✓					
Speaker Frank F. Blas, Jr.	✓					
Senator Vincent A.V. Borja	✓					
Senator Shelly V. Calvo	✓					
Senator Christopher M. Dueñas	✓					
Senator Eulogio Shawn Gumataotao	✓					
Senator Jesse A. Lujan	✓					
Senator Tina Rose Muña-Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez	✓					
Senator Sabrina Salas Matanane	✓					
Senator Joe S. San Agustin	✓					
Senator Telo T. Taitague	✓					
Senator Therese M. Terlaje	✓					

TOTAL

15

0

Yea

Nay

Not Voting/
Abstained

Out During
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:

RENNAE V. C. MENO
Clerk of the Legislature

I = Pass

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Housing, Agriculture, Parks, and Infrastructure;
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Introduced by:

Chris Barnett
V. Anthony Ada
Sabina Flores Perez
Therese M. Terlaje
Telo T. Taitague

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

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

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

(a) It is the intent of *I Liheslaturan Guåhan* that a cooperative effort
among Government of Guam agencies be undertaken to plan for and assist in
the display of uniform warning and safety flags, and the placement of uniform
notification signs that provide the meaning of such warning and safety flags,
at public beaches along the coast of the island. Because the varying natural

1 conditions of Guam's public beaches and coastal areas pose significant risks
2 to the safety of tourists and the general public, it is important to inform the
3 public of the need to exercise caution.

4 (b) The Department of Parks and Recreation, shall direct and
5 coordinate the uniform warning and safety flag program. The purpose of the
6 program shall be to provide for the display of uniform warning and safety
7 flags at appropriate and applicable public beaches along the coast of the island
8 under the jurisdiction of the Department and to provide for the placement of
9 uniform notification signs that provide the meaning of such flags. The
10 program shall also encourage participation by other government entities
11 having jurisdiction over public beaches. Unless additional safety and warning
12 devices are authorized pursuant to paragraph (e) *infra* subsection (f), only
13 warning and safety flags adopted by the Department shall be displayed as part
14 of the program. Participation in the program shall be open to any government
15 having jurisdiction over a public beach along the coast, whether or not the
16 beach has lifeguards. The Department shall inform such government entities
17 of the opportunity to participate in the program.

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

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

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

1 (3) A standard size, shape, color, and definition for each
2 warning and safety flag, developed after review of recognized beach
3 and coastal warning systems and applicable practices.

4 (4) The Department of Parks and Recreation is authorized,
5 within the limits of appropriations or grants available to it for such
6 purposes, to establish and operate a program to encourage the display
7 of uniform warning and safety flags at public beaches along the coast
8 of the island and to encourage the placement of uniform notification
9 signs that provide the meaning of the flags displayed shall establish
10 standards and operating procedures for the administration of the
11 program. In developing such standards and procedures, the Department
12 shall review and adopt applicable best practices for determining when
13 warning and safety flags should be posted, changed, or removed and
14 the information, conditions, or advice upon which such determinations
15 should be based. The Department shall coordinate the implementation
16 of the uniform warning and safety flag program with the Mayors'
17 Council of Guam and the Guam Fire Department, and shall consult, as
18 appropriate, with local and federal agencies and subject-matter experts.
19 The Department shall remain responsible for the administration of the
20 program and for determinations made pursuant to the standards and
21 operating procedures adopted under this Section.

22 (d) Within one hundred eighty (180) days after enactment of this
23 Act, the Department of Parks and Recreation shall complete an
24 implementation plan for the uniform warning and safety flag program and
25 submit the plan to the Legislative Secretary of *I Liheslaturan Guåhan*. The
26 implementation plan shall:

1 (1) identify each public beach under the jurisdiction of the
2 Department and identify those beaches at which the program will be
3 implemented;

4 (2) identify any public beach under the jurisdiction of the
5 Department at which implementation is determined to be inappropriate
6 or impracticable and briefly state the basis for that determination;

7 (3) identify public beaches under the jurisdiction of other
8 government entities that have elected to participate in the program;

9 (4) establish the flag colors, meanings, notification signs,
10 operating procedures, and other components necessary to implement
11 the program, including the manner in which the program will address
12 periods during which no warning or safety flag is displayed

13 (5) state the date on which implementation of the program will
14 begin;

15 (6) identify the resources necessary to implement and operate the
16 program and separately identify estimated one-time implementation
17 costs and recurring operating costs;

18 (7) identify existing Department resources, existing
19 appropriations, and available grants that may be used to implement and
20 operate the program; and

21 (8) if full implementation or operation of the program requires
22 funding that cannot be provided through existing Department
23 resources, existing appropriations, or available grants, specifically
24 identify the additional amount required and the purposes for which such
25 additional funding is necessary. The need for additional funding shall
26 not prevent implementation of those portions of the program that can

1 be accomplished using existing Department resources, existing
2 appropriations, or available grants.

3 (e) Due to the inherent danger of constantly changing surf and other
4 naturally occurring conditions along Guam’s coast, government entities or
5 authorities, and their individual employees and agents, shall not be held liable
6 for any injury or loss of life caused by changing surf and other naturally
7 occurring conditions along coastal areas, whether or not uniform warning and
8 safety flags or notification signs developed by the Department are displayed
9 or posted.

10 (f) The Department of Parks and Recreation, may develop and make
11 available to the public other educational information and materials related to
12 beach safety and may also authorize governmental agencies to use additional
13 safety and warning devices in conjunction with the display of uniform
14 warning and safety flags at public beaches.”