

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
277-32 (COR)	Brant T. McCreadie	AN ACT TO ADD A NEW SECTION 3349 TO ARTICLE 3, CHAPTER 3, TITLE 16 OF THE GUAM CODE ANNOTATED RELATIVE TO THE DUTIES OF DRIVERS WHEN APPROACHING STATIONARY VEHICLES DISPLAYING EMERGENCY OR WARNING LIGHTS.	2/19/14 4:28 p.m.	02/20/14	Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations			Fiscal Note Requested 02/20/14



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
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Rory J. Respicio
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Member

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V. Anthony Ada
Member
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Senator
Aline Yamashita
Member

February 20, 2014

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson of the Committee on Rules

Subject: Referral of Bill No. 277-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 277-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment



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VIA E-MAIL

john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 275-32 (COR) through 277-32(COR)

Hafa Adai Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
275-32(COR)	D. G. Rodriguez, Jr.	AN ACT TO ENSURE THE SACTITY OF THE MEDICAL PEER REVIEW PROCESS AT THE GUAM MEMORIAL HOSPITAL AUTHORITY , BY <i>AMENDING</i> SUBSECTION (n) OF §80109, CHAPTER 80, TITLE 10, GUAM CODE ANNOTATED.
276-32 (COR)	Michael T. Limtiaco	AN ACT TO ELIMINATE THE SETTING OF SENATORS' SALARIES AS A PERCENTAGE OF THE SALARY PAID TO THE JUDGES OF THE SUPERIOR COURT OF GUAM.
277-32 (COR)	Brant T. McCreadie	AN ACT TO ADD A NEW SECTION 3349 TO ARTICLE 3, CHAPTER 3, TITLE 16 OF THE GUAM CODE ANNOTATED RELATIVE TO THE DUTIES OF DRIVERS WHEN APPROACHING STATIONARY VEHICLES DISPLAYING EMERGENCY OR WARNING LIGHTS.

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 277-32 (012)

Introduced by:

Brant T. McCreadie

**AN ACT TO ADD A NEW SECTION 3349 TO ARTICLE 3,
CHAPTER 3, TITLE 16 OF THE GUAM CODE ANNOTATED
RELATIVE TO THE DUTIES OF DRIVERS WHEN
APPROACHING STATIONARY VEHICLES DISPLAYING
EMERGENCY OR WARNING LIGHTS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that forty-eight (48) states have enacted “Move Over” laws. “Move Over” laws require motorists to change lanes and give safe clearance to vehicles on the side of the road that are responding to traffic stops or emergencies. If drivers are unable to change lanes or the width of the roads prohibit the execution of a lane change, they must slow to predetermined speed below the posted limit. Law enforcement officers are generally empowered to issue citations if these regulations are not followed.

I Liheslaturan Guåhan understands the dangers faced by law enforcement officers and the safety issues presented to emergency responders, tow truck operators and other related personnel as they respond to roadside situations. Therefore, it is the intent of *I Liheslaturan Guåhan* to ensure roadside conditions are made safer for individuals and vehicles involved with responding to roadside situations including, but not limited to, traffic stops and accidents by requiring motorists to exercise caution when approaching stationary vehicles.

2014 FEB 19 PM 4:28

1 **Section 2.** A new Section 3349 is hereby added to Article 3, Chapter 3, Title 16
2 of the Guam Code Annotated to read:

3 **“§3349. Duties of Driver When Approaching Stationary Vehicles**
4 **Displaying Emergency or Warning Lights.**

5 (1) When an authorized emergency vehicle is stationary and making use
6 of emergency flashing lights for the purpose of performing duties in accordance
7 with Title 10 of the Guam Code Annotated, or a tow truck is stationary and
8 making the use of emergency flashing lights for the purpose of providing
9 services or performing duties in accordance with Chapter 12, Title 16 of the
10 Guam Code Annotated, the driver of an approaching vehicle shall vacate, in no
11 less than one hundred (100) feet before approaching said emergency vehicle or
12 tow truck, the lane closest to it when driving on a public road or highway with
13 two or more lanes. If such movement cannot be safely accomplished, the driver
14 shall reduce speed to no more than ten (10) miles per hour until the driver has
15 passed at least fifty (50) feet from the emergency vehicle or tow truck, unless
16 otherwise directed by a peace officer.

17 (2) Any individual violating this Section shall be guilty of an infraction,
18 punishable by a fine of one hundred dollars (\$100.00). All monies collected
19 under this Section shall be deposited into the Police Services Fund.

20 (3) The Guam Police Department shall be responsible for providing an
21 educational awareness campaign informing the public of the provisions of this
22 Section.

23 (4) This Section does not relieve the driver of an authorized emergency
24 vehicle or tow truck from the duty to drive with due regard for the safety of all
25 persons and vehicles using public roads and highways.”

1 **Section 3. Enactment.** The provisions of this Act shall become effective
2 immediately upon enactment.

3 **Section 4. Severability.** *If* any provision of this Law or its application to any
4 person or circumstance is found to be invalid or contrary to law, such invalidity shall
5 *not* affect other provisions or applications of this Law which can be given effect
6 without the invalid provisions or application, and to this end the provisions of this
7 Law are severable.