

*I Mina'Trentai Dos Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>305-32 (COR)</b>	Brant T. McCreadie	AN ACT TO AMEND § 58108 AND TO ADD A NEW § 58108.1 TO CHAPTER 58, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO THE DUTIES OF THE GUAM FIRE DEPARTMENT AND THE GUAM WATERWORKS AUTHORITY WITH RESPECT TO FIRE HYDRANTS.	4/7/14 10:23 a.m	04/07/14	Committee on Public Safety, Infrastructure, & Maritime Transportation			



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
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April 7, 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. 305-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 305-32(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

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

Bill No. 305-32 (COR)

Introduced by:

Brant T. McCreadie

**AN ACT TO AMEND § 58108 AND TO ADD A NEW  
§ 58108.1 TO CHAPTER 58, TITLE 10 GUAM CODE  
ANNOTATED RELATIVE TO THE DUTIES OF THE  
GUAM FIRE DEPARTMENT AND THE GUAM  
WATERWORKS AUTHORITY WITH RESPECT TO  
FIRE HYDRANTS.**

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

2       **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that  
3 there is ambiguity in current Guam law as to who is responsible for the maintenance,  
4 repair and replacement of fire hydrants throughout Guam. *I Liheslaturan Guåhan*  
5 further finds that many fire hydrants are in need of replacement, and that some of  
6 Guam's current fire hydrants are not designed for Guam's firefighting needs.  
7 Currently, the Guam Fire Department conducts inspection of fire hydrants and  
8 performs peripheral maintenance for the purposes of pre-fire response planning, but  
9 does not have the capability or resources to conduct full repairs and/or replacements  
10 of fire hydrants. Lastly, *I Liheslaturan Guåhan* finds that the responsibility of repair  
11 and replacement of fire hydrants should fall on the Guam Waterworks Authority.

12       Therefore, it is the intent of *I Liheslaturan Guåhan* to properly identify both the  
13 Guam Fire Department's and the Guam Waterworks Authority's respective duties  
14 regarding inspection, repair and replacement of fire hydrants by amending § 58108 of

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Chapter 58, Title 10 Guam Code Annotated and by adding a new § 58108.1 of Chapter 58, Title 10 Guam Code Annotated.

**Section 2.** § 58108 of Chapter 58, Title 10 Guam Code Annotated is hereby *amended* to read:

**“§ 58108. Fire Hydrant Inspection by the Guam Fire Department.**

1) The Fire Chief shall have all fire hydrants inspected bi-annually to see that they are maintained in good working order. for the following:

a) to ensure that the area surrounding the fire hydrant is clear of any obstruction; and

b) to conduct general inspection for rust or any condition that may deem the fire hydrant inoperable.

2) The Fire Chief shall have the authority to issue permits to qualified contractors or engineers to conduct testing for the purpose of hydraulic calculations or fire flow determination for new and existing occupancies.

3) The Fire Chief shall maintain the authority to issue fees and fines for the improper use of fire hydrants to responsible parties.

4) In the case where the Fire Chief determines that a fire hydrant is inoperable, written notification shall be sent to the Guam Waterworks Authority requesting timely repair, and/or replacement of the defective hydrant.

**Section 3.** § 58108.1 of Chapter 58, Title 10 Guam Code Annotated is hereby *added* to read:

**“§ 58108.1. Fire Hydrants; Duties and Responsibilities of the Guam Waterworks Authority.**

1) Seeing that fire hydrants are part and parcel of Guam’s water system, the Guam Waterworks Authority shall have the following responsibilities:

- 1                   a) to conduct any and all fire hydrant repairs not performed by  
2 the Guam Fire Department;
- 3                   b) to replace any and all fire hydrants deemed inoperable by  
4 either the Guam Waterworks Authority or the Guam Fire Department;
- 5                   c) to coordinate with the Guam Fire Department any and all  
6 future plans/programs for fire hydrant development; and
- 7                   d) to inform the Guam Fire Department and route for approval  
8 when applications are submitted to connect to fire hydrants for purposes  
9 other than Firefighting or Fire Operations.

10       **Section 4. Effective Date.** This act shall be effective immediately upon  
11 enactment.

12       **Section 5. Severability.** *If* any provision of this Law or its application to any  
13 person or circumstance is found to be invalid or contrary to law, such invalidity shall  
14 *not* affect other provisions or applications of this Law which can be given effect  
15 without the invalid provisions or application, and to this end the provisions of this  
16 Law are severable.  
17