

1 GCA GENERAL PROVISIONS
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CHAPTER 10
HOLIDAYS, FESTIVITIES, TIME, ETC.

NOTE: This Chapter follows existing (at the time this Chapter was enacted) law very closely. The various amendments, additions and deletions which have been made to Chapter 3 of Title 1 of the Government Code of Guam are reconciled. Over the years there have been a number of sections of Chapter 3 of the Government Code which have been duplicated, but not repealed and sections which have not been amended to coincide with amendments made elsewhere in the law. These have been corrected in this Chapter of the Guam Code Annotated.

- § 1000. Holidays.
- § 1001. Holidays Falling on Weekends. [Repealed.]
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- § 1003. Special or Limited Holidays; Transaction of Business on.
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- § 1022. Guam Flower.
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- § 1030. Municipal Flowers.
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- § 1032. Senior Citizens Month.
- § 1033. Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race.
- § 1033.1. Guam National Guard Day.
- § 1034. Adoption of Guam Hymn.
- § 1035. Family Violence Prevention Week.

§ 1000. Holidays.

(a) The holidays of Guam are:

New Year's Day;
Martin Luther King, Jr. Day, the third Monday in January;
Memorial Day, the last Monday in May;
Independence Day, July 4th;
Liberation Day, July 21st;
Labor Day, the first Monday in September;
All Souls' Day, November 2;
Veterans' Day, November 11;
Thanksgiving, the fourth Thursday in November;
Our Lady of Camarin Day, December 8; and

(c) In addition to the holidays specified in Subsection (a) of this Section, *I Maga'lahaen Guåhan* may declare by Executive Order additional non-permanent holidays for special purposes. No holiday declared by Executive Order shall be continued beyond the year in which the Executive Order is issued.

SOURCE: Government Code § 200. Amended by P.L. 14-117. Repealed and reenacted by P.L. 21-146:6 (Jan. 1993) and P.L. 26-157:5. Subsection (c) added by P.L. 27-106:VI:32. Subsection (b) amended by P.L. 27-153:2. Subsection (a) amended by P.L. 29-066:1 (Apr. 25, 2008).

§ 1001. Holidays Falling on Weekends.

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[Repealed.]

SOURCE: Former Government Code § 201 modified by P.L. 15-104 (enacting this code); amended by P.L. 15-105; further amended by P.L. 16-69. Repealed by P.L. 26-157:7 as a cost-cutting measure.

§ 1002. Transaction of Public Business on Saturday.

Every Saturday is a holiday as regards the transaction of business in the public offices of the government where laws or other regulations provide that public offices be closed on holidays. This Section shall not be construed to prevent or invalidate the issuance, filing, service, execution, or recording of any legal process or written instrument during such period.

SOURCE: Former Government Code § 202.

§ 1003. Special or Limited Holidays; Transaction of Business on.

A Special or Limited Holiday is a holiday applying only to a special class or classes of business, or a special class or classes of persons, and not appointed to be generally observed throughout the Territory by all classes of business and all classes of persons.

On any Special or Limited Holiday appointed by the President of the United States or the Governor of Guam, all courts and offices of the government shall be open and function in their normal and usual manner. All other public functions shall be performed as on days which are not holidays, and all contracts shall be performed and business transacted as usual, except only as to or by the particular class of business or persons expressly limited or restricted by the provisions of the proclamation appointing or declaring such special or limited holiday.

SOURCE: Former Government Code § 203 with reference to political subdivisions and municipalities is omitted, as this was a copy of a former California statute. At this time, Guam has no political subdivisions or municipalities which are separate political entities.

§ 1004. Certain Acts Need Not Be Done on Holidays.

Whenever any act of a secular nature, other than a work of necessity or mercy, is appointed by law or contract upon a particular day which falls on a holiday, such act may be performed upon the next business day with the same effect as if it had been performed upon the day appointed.

SOURCE: Former Government Code § 204; Code of Civil Procedure § 13; Civil Code § 11.

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§ 1005. Calendar.

Time is computed according to the Gregorian or new style, and January 1st in every year is reckoned as the first day of the year.

SOURCE: Former Government Code § 206.

§ 1006. Leap Years.

The years 1900, 2100, 2200, 2300, or any other future hundredth year, of which the year 2000 is the first, except only every fourth hundredth year, are not leap years, but common years of 365 days. The years 2000, 2400, 2800 and every other fourth hundredth year after 2000 and every fourth year, except as provided in this Section, which, by usage in this Territory is considered a leap year, is a leap year consisting of 366 days.

SOURCE: Former Government Code § 207.

§ 1007. Year and Its Parts.

Year means a period of 365 days; *half year* means a period of 182 days; and *quarter year* means 91 days. The added day of a leap year, and the day immediately preceding, if they occur in any such period, shall be reckoned together as one day.

SOURCE: Former Government Code § 208.

§ 1008. Month, Week and Day Defined.

Month means a calendar month unless otherwise expressed. A *week* consists of seven consecutive days. A *day* is the period of time between any midnight and the midnight following. *Midnight* of any given day is 12:00 post meridian (p.m.), the end of the day.

SOURCE: A combination of former Government Code §§ 209, 210, 211 and 1100.1.

COMMENT: Sections 209-211 were a part of the original Government Code. In 1959 the Legislature saw fit to add the definition of *midnight* of a given day in reference to the Governor's action on legislation. There is no good reason why such a definition should not be made uniform throughout the whole Code, and is therefore placed in this Chapter. Thus, midnight on Monday would occur at that moment ending Monday and commencing Tuesday.

§ 1009. Money of Account.

The money of account of this Territory is the United States dollar and cent. Public accounts and all proceedings in courts shall be kept and had in conformity with this Section. This Section does not vitiate or affect any account, charge, or entry originally made, or any note, bond, or other

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instrument expressed in any other money of account; but such account, charge, or entry shall be reduced to dollars, or parts of dollars in any suit upon it.

SOURCE: A combination of former Government Code § 213 and § 214.

§ 1010. Standard Time.

The standard time throughout Guam for the whole year shall be that of the one hundred fiftieth meridian of longitude east from Greenwich (150 NE). Such time shall be known as Guam Standard Time. The territory of Guam is hereby exempted from the provisions of Section 3(a) of the Uniform Time Act of 1966 (Public Law 89-387).

SOURCE: Enacted by P.L. 5-25; 03/23/59. Amended, though amendment was uncodified, by P.L. 9-58; 05/01/67. Present Section gives effect to P.L. 9-58, though in simpler language.

COMMENT: The United States Congress enacted the Uniform Time Act of 1966 and included Guam within the definition of a State. By so doing, the Act required that Guam either follow the provisions of § 3(a) of the Act which required all of the United States to go on Daylight Savings Time at the same time and go off Daylight Savings Time at the same time each year or exempt itself from such provisions and remain on Standard Time the whole year. Guam, by P.L. 9-58 (uncodified, but noted in the 1970 Govt. Code, Vol. 1, § 223) placed Guam on permanent Standard Time. Thus, the Governor has no further authority to promulgate Daylight Savings Time by Executive Order.

While the Uniform Time Act of 1966 did establish that Guam was to be treated as a State for purposes of going on and off Daylight Savings Time, it did not set a Standard Time Zone for Guam. This is because the time zones established ended with the zone centered around 150NW Latitude. Guam, of course, sits at about 144NE Latitude. Therefore, the Legislature may take three courses of action. It may keep existing law and have Guam remain on Guam Standard Time throughout the year. It may repeal the last sentence of this sentence of this Section, whereupon Guam will automatically, under Federal law, go on and off Daylight Time along with the rest of the U.S. (except for those states, such as Hawaii, which have exempted themselves - as Guam has - from the Federal provisions). Thirdly, the Legislature can keep the year-round Standard Time and alter the meridian around which Guam's time is determined so that, say, Guam Standard Time would be advanced by one hour or one-half hour year round. In any event, Guam must abide by the Federal Law in following, or not following Daylight Savings Time.

§ 1011. Liberation Day.

(a) Liberation Day is a legal holiday declared in commemoration of the anniversary of the liberation of Guam from the Japanese Occupation on July

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21, 1944 and the inauguration of civil government in Guam on July 21, 1950.

(b) The Governor is authorized and requested to issue annually a proclamation calling upon the people of Guam to observe Liberation Day by displaying the flag at their homes or other suitable places, with appropriate ceremonies and festivities expressive of the public sentiment befitting the occasion.

SOURCE: Former Government Code § 220 and § 221 with omission of a redundancy establishing the holiday twice. The actual establishment of the Liberation Day Holiday is accomplished by § 1000 of this Chapter.

§ 1012. Guam Island Fair.

Annually, the Governor shall issue a proclamation calling upon the people of Guam to observe a Guam Island Fair which shall run concurrently with and incorporate the July 4th (Independence Day) and the July 21st (Liberation Day) holidays.

SOURCE: Enacted as P.L. 13-151; amended by P.L. 15-39 and P.L. 15-123; R/R by P.L. 16-120.

§ 1013. Guam Island Fair Committee.

SOURCE: Former Government Code § 222, updated to refer to Island Fair; with additional amendments. Amended by P.L. 31-025:2 (Apr. 18, 2011).

§ 1013.1. Liberation Day Carnival.

(a) Whenever the Guam Island Fair is to be held in a location other than the Agana Paseo grounds, then any Civic Organization, as provided herein, may sponsor a Liberation Day Carnival for the same duration as the Guam Island Fair. In this instance, the Commissioner's Council shall appoint a Liberation Day Carnival committee to plan and make appropriate arrangements for the celebration of this Carnival. The Committee shall be composed of members of patriotic, religious, or other civic organizations.

(b) In the event the Guam Island Fair is not held at the Agana Paseo grounds, then the sponsoring organization may utilize the Agana Paseo grounds to sponsor its own Liberation Day Carnival as provided herein. The responsible governmental agency or agencies shall issue a permit to the sponsoring organization to conduct the Liberation Day Carnival at the Agana Paseo grounds. The provisions of law contained in §§ 64.62 and 64.70 of Title 9 of the Guam Code Annotated shall be applicable to the

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Liberation Day Carnival held at the Agana Paseo grounds as provided herein.

(d) Whenever the Guam Island Fair is to be held at the Agana Paseo grounds, then such Fair will be consolidated with the Liberation Day Carnival as provided herein, and the sections pertaining to the Guam Island Fair shall apply.

SOURCE: Added by P.L. 17-10. Subsection (a) amended by P.L. 17-14:4. Subsection (c) Repealed and reenacted by P.L. 28-068:II:1:9 (Sept. 30, 2005); Amended by P.L. 31-025:3 (Apr. 18, 2011).

NOTE: P.L. 21-136:15 (Sept. 29,1992), states:

Section 15. Section 3 of Public Law 20-229 is amended to read:

“Section 3. Notwithstanding any other provision of law, the Liberation Day Festivities (except for the Liberation Day Parade) shall be held at Ypao Beach Park.”

§ 1013.2. Applicability.

Title 1 Guam Code Annotated § 1013.1, as provided above, shall apply only when the Guam Island Fair is held in a location other than the Agana Paseo grounds.

SOURCE: Added by P.L. 17-10.

NOTE: It would appear that this section, too, has been repealed by implication due to the Legislative re-siting of the Guam Island Fair to Ypao Park. See the Note to the section above.

§ 1013.3. Effective Date.

The provisions of § 1013.1 of Title 1, Guam Code Annotated, shall be effective upon enactment.

SOURCE: Added by P.L. 17-10.

§ 1013.4. Punishment for Obstruction.

A person commits a petty misdemeanor if, with intent to prevent the issuance of any license or permit as authorized in § 1013.1(b), he does any act tending to obstruct or interfere with the issuance of any license or permit for the operation of the Liberation Day Carnival as set out in § 1013.1 of Title 1 of the Guam Code Annotated. In addition, any person guilty of obstruction as indicated above shall be civilly liable for any losses suffered by any applicant for the arbitrary denial of a license or permit as indicated above, plus cost and reasonable attorneys fees in any civil action to require

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the proper government officials to issue a permit or license as prescribed. The civil penalty shall be not less than One Thousand Dollars (\$1,000.00) nor more than twice the amount of losses sustained by the applicant for a license or permit as a result of such obstruction.

SOURCE: Added by P.L. 17-14:5.

§ 1013.5. Definition of Obstruction.

The term *obstruction* as used in § 1013.4 of Title 1, GCA, shall mean the refusal of any government official or employee to issue a license or permit when the applicant qualifies for the permit or license as prescribed by law.

SOURCE: Added by P.L. 17-14:5.

§ 1013.6. Financial Reporting and Accountability.

SOURCE: Added by P.L. 31-025:4 (Apr. 18, 2011).

SOURCE: Added by P.L. 31-025:5 (Apr. 18, 2011).

§ 1014. Guam Youth Month.

(a) The month of April of each year shall be known as “Guam Youth Month.” The Governor of Guam annually shall issue a proclamation calling upon the people of Guam to observe Guam Youth Week within Guam Youth Month with appropriate ceremonies and festivities expressive of the public sentiment befitting the occasion for the week-long observance.

(b) The Guam Youth Week shall be under the direct supervision of the Department of Youth Affairs in cooperation with school officials, private and public.

(c) Funds for the operation of the Guam Youth Week activities shall be provided for by the annual appropriation to the Department of Youth Affairs. The Department of Youth Affairs shall report to the Legislature on expenditure of all funds for Guam Youth Month activities. The report shall contain detailed information on each expenditure including the date of expenditure, the amount and the purpose. The report shall be submitted no later than July 31 annually.

(d) The Guam Youth Week events and activities shall be planned by the Central Planning Committee subject to final approval by the Director of the Department of Youth Affairs.

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(e) The Central Planning Committee shall be composed of student representatives from all private and public, junior and senior high schools on Guam, the Guam Community College, the University of Guam and any recognized youth entity.

(f) The student body officers of the senior high school chairing the Central Planning Committee shall serve as the Executive Committee, such that the President of said student body government shall be the Chairman of the Central Planning Committee, the Vice-President of said student body government shall be the Vice-Chairman of the Central Planning Committee and the Secretary of said student body government shall be the Secretary of the Central Planning Committee.

(g) A different senior high school shall head the Central Planning Committee each year on a rotating basis.

(h) Clerical, technical and logistics support for Youth Week activities shall be provided for by the Department of Youth Affairs.

(i) The Department of Youth Affairs shall appoint an employee as a Youth Month Coordinator as an additional duty to advise and assist with the planning and preparation of Youth Week events and activities as designated by the Central Planning Committee.

SOURCE: Former Government Code § 224, as amended by P.L. 14-14 and P.L. 15-14; repealed and reenacted by P.L. 15-64 during the time this Title was in Legislative Committee. The Committee referred to in former Govt. Code § 224 has not existed for some time.

COMMENT: The Section as enacted by P.L. 15-64 is included in this Title as the last clear enactment by the Legislature on this subject. Technically, the Legislature repealed P.L. 15-64 with the adoption of Title 1, Guam Code Annotated. However, because this section was not specifically considered by the Legislature, and represents the law as it existed prior to P.L. 15-104 (this Title), this Compiler believes that the Legislature fully intended to continue the provisions of P.L. 15-64. There is no visible intent that the Legislature intended to revert to a section it had only recently repealed.

“When a valid and operative provision is omitted from a Code through oversight, however, it may be held to continue in effect, even in the face of a provision in the Code declaring all prior laws repealed.” *Norris vs McDaniel* 207 Ga. 232, 60 SE.2d 329 (1950).

§ 1015. Teacher’s Appreciation Day.

September 28 of each year shall be known as, ‘Teacher’s Appreciation Day,’ and is made a special holiday in Guam in commemoration of the services rendered to the teachers of Guam to the children of Guam. The

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Governor is authorized and requested to issue a proclamation annually honoring all teachers and observing Teacher's Appreciation Day. The Governor shall appoint a Teacher's Appreciation Day Committee to plan and arrange for the celebration of the day and to honor and present awards and/or recognition to teachers on September 28 of each year, which is the birth date of Confucius a long honored teacher, philosopher, poet and sage.

SOURCE: Former Government Code § 225, as added by P.L. 8-130 (1966). Repealed and reenacted by P.L. 24-63:2.

§ 1016. Farmers' Appreciation Days.

The last Saturday in March in each year and the Sunday immediately following shall be known as Farmers' Appreciation Days, and are hereby declared a special holiday in Guam in commemoration of the accomplishments of the farmers of Guam. The Governor shall issue a proclamation calling upon the people of Guam to observe such event and shall appoint a committee to plan and make appropriate arrangements for the observing of this holiday.

SOURCE: Former Government Code § 226, as added by P.L. 8-170 (1966).

§ 1017. Gubernatorial Inauguration Day.

The first Monday in January of every fourth year, beginning with January 1971, is a designated Gubernatorial Inauguration Day, on which day *I Maga'lahaen Guåhan* [the Governor] and *I Segundu na Maga'lahaen Guåhan* [the Lieutenant Governor] elected in the general election preceding such day shall be sworn into office. The inauguration shall be arranged by *I Maga'lahaen Guåhan* [Governor]-elect's Transition Committee, which shall coordinate its planning with the incumbent *I Maga'lahaen Guåhan* [Governor].

SOURCE: Former Government Code § 204.1 with reference to Transition Committee added to conform with former Govt. Code § 5010, the latter of which was added by P.L. 10-111, and amended by P.L. 12-188. This Section was created by P.L. 10-107 (1970). Amended by P.L. 26-157:6 to cover the inauguration of 2003.

COMMENT: Former Government Code 204.1 was added before the creation of the Transition Committee was created. This Transition Committee is an official government entity. Recent practice has given more and more control over the inauguration to this Committee, rather than to the incumbent Governor. Therefore, this Section has been amended to reflect both recent practice and the creation of the Transition Committee.

§ 1018. Legislative Inauguration.

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In those years when the opening of a new legislature falls on the same day as does the inauguration of a governor, the inauguration ceremonies of the Legislature shall be coordinated with the Governor-elect's Transition Committee so that there is no conflict between the two ceremonies and so that the two may be one ceremony if this is the desire of the Committee and the Legislature. In those years that the opening of the Legislature does not coincide with the inauguration of a governor, the ceremonies shall be the sole responsibility of the Legislature.

SOURCE: New Section required by P.L. 13-73.

COMMENT: Following confusion which occurred because, in 1974 the new Governor's term overlapped the term of the old legislature by one week, former Govt. Code § 1015 was amended so that the Legislature convenes on the same day the new Governor is inaugurated. Because of this, two important ceremonies will be conducted on the same day. It is felt that the relationship between the two should be spelled out in law to provide guidance to all the parties concerned. Of course, these problems will occur only during years in which a Governor is inaugurated. In other years, the Legislature is free to plan according to its wishes alone.

§ 1019. Gold Star Mothers' Day.

The second Sunday in August of each year shall be known as *Gold Star Mothers' Day*, and is made a special holiday to be observed throughout the Territory to commemorate the mothers of those men and women who gave their lives to their country while serving with the Armed Forces of the United States in time of war. The Governor is authorized and requested to issue a proclamation each year calling upon the people of Guam to appropriately observe this day, and he shall appoint a Gold Star Mothers' Day Committee to plan and arrange such annual celebration.

SOURCE: Former Government Code § 227, amended to use the language "authorized and requested," which is uniform throughout this Chapter and agrees with some, but not all, former sections calling for proclamations commemorating special days, or weeks.

§ 1020. Earth Week.

(a) The third week of April of each year is hereby designated as "Earth Week," a week to review and assess environmental progress and to determine what further steps must be taken, to continue an island-wide effort of education on environmental problems, and to renew the commitment of each citizen to restoring and protecting the quality of Guam's environment.

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(b) The Governor is hereby authorized and requested to issue annually a proclamation calling upon all interests, including education, agriculture, business, labor, government, civic and private organizations and individuals to observe “Earth Week” by joining together for a continuing commitment, and in a cooperative effort, to preserve the integrity and livability of Guam’s environment.

(c) The Governor is authorized and requested to appoint an Earth Week Committee to plan and make appropriate arrangements for the observation of Earth Week. Said Committee shall be composed of members of civic organizations which concern themselves with preserving the integrity and livability of Guam’s environment.

SOURCE: A combination of former Government Code §§ 228 through 228.2.

§ 1021. Atbot de Fuego (Flame Tree) and Arbor Day Week.

The first week of June in each year shall be known as “*Atbot de Fuego* (Flame Tree)” and “Arbor Day” Week in commemoration of the natural beauty of the flame trees of Guam. The Governor is authorized and requested to issue a proclamation calling upon the people of Guam to observe such event, and he shall arrange for appropriate ceremonies for the observance of such week.

SOURCE: Former Government Code § 229.

§ 1022. Guam Flower.

There shall be and is hereby adopted an official Territorial flower which shall be the local flower known as “*Puti Tai Nobio*.”

SOURCE: Former Government Code § 123, added by P.L. 9-222 (1968).

§ 1023. Guam Bird.

The local bird known as the *Ko’ko*, or Guam Rail, (*Gallirallus owstoni*) is hereby declared to be the official bird of Guam.

SOURCE: Former Government Code § 125, added by P.L. 10-52 (1969). Repealed/reenacted by P.L. 25-155:2.

§ 1024. Guam Tree.

The local tree known as the *Ifit* (*Intsia Bijuga*) is the official Territorial tree of Guam.

SOURCE: Former Government Code § 124, added by P.L. 10-26 (1969). See P.L. 13-83 which protects endangered and threatened species of both plants and animals.

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§ 1025. Guam Discovery Day.

(a) The first Monday of March in each year shall be known as *Guam Discovery Day* and is hereby made a legal holiday in the territory of Guam in commemoration of the discovery of Guam by Europeans. The Governor is authorized and requested to issue annually a proclamation calling upon the people of Guam to observe Guam Discovery Day by displaying their flag at their homes or other suitable places.

(b) Those days commencing on the first Monday of March and ending eight days later in each year are hereby designated *Chamorro Week*, a week to examine and reflect upon Guam's beautiful but fast disappearing culture and to review and assess the trials and tribulations behind the creation and development of Guam's civil government and political system, and to renew commitment of the people of Guam to the ideals of a free political system. The first day of Chamorro Week shall be set aside for commemoration activities of Guam Discovery Day. The Governor is authorized and requested to issue annually a proclamation calling upon the people of Guam to observe "Chamorro Week" with appropriate cultural and civic activities expressive of the public sentiment befitting the occasion.

(c) The Governor is further authorized and requested to appoint annually a committee to plan and make appropriate arrangements for the observation of Chamorro Week. Said committee shall be composed of members of patriotic, educational, religious and other civic organizations joining together to plan appropriate cultural and civic activities that will demonstrate continuing interest in the study and preservation of the Chamorro culture and continuing commitment of the people of Guam to the ideals of a free political system. In lieu of such committee, the Governor may designate one or more such civic organizations as sponsors to plan and make arrangements. Any net proceeds shall be donated to a worthy public cause or causes as the committee and sponsoring civic organization, as the case may be, shall determine. The government of Guam may furnish a suitable site, if needed, but shall not otherwise participate.

SOURCE: Former Government Code § 229 combined with former Govt. Code § 230 and § 231.

COMMENT: Two duplicate sections relative to Discovery Day exist. Former Govt. Code § 229 merely established the Day. Former Govt. Code § 230 enacted by the same Public Law 12-71, created both the Guam Discovery Day and Chamorro Week. There is no need for two such sections to exist simultaneously and, therefore, the two have been merged into this one Section. Further, the Law Revision Commission has added

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the words “by Europeans” after “. . . Discovery of Guam . . .” as a fair description of whose discovery is celebrated. Obviously, Discovery Day is not celebrating the discovery of Guam by the original inhabitants, who were present to greet Magellan upon his arrival at (discovery of) Umatac Bay.

§ 1026. Marianas Fishing Derby.

(a) There shall be a Marianas Fishing Derby held annually, which event shall be promoted as a tourist attraction for visitors to Guam and as an outdoor recreational activity for the people of Guam. The Governor shall appoint a Marianas Fishing Derby Committee composed of fishermen and other interested individuals, which Committee shall choose annually a period for such derby and shall plan, organize and promote it. The Governor, following selection of the dates by the Committee, shall issue a proclamation calling upon the sports fishermen of Guam of the Pacific to take part in this event.

(b) The *Marianas Fishing Derby Fund* is created to be expended for the purposes of promoting and operating the derby. The fund shall be expended upon authorization by the Marianas Fishing Derby Committee. The Marianas Fishing Derby Committee is authorized to accept donations and grants which shall be deposited in the Fund.

SOURCE: Former Government Code § 233 and 233.1.

COMMENT: As has been done with other portions of this Title, the Commission recommends that sections of the former Government Code dealing with parts of the same subject matter be consolidated into one section. This way, there is less likelihood of confusion when reading the various sections. The Marianas Fishing Derby was created by P.L. 13-203 (12/13/76) and the Marianas Fishing Derby Fund was added by P.L. 14-58 (08/29/77).

§ 1027. White Cane Days.

Each year, the Governor is authorized and requested to publicly proclaim the second Saturday and Sunday of April as *White Cane Safety Days*. He shall issue a proclamation in which:

(a) Comments are made upon the significance of White Cane Safety Days;

(b) Residents of Guam are called upon to observe the provisions of 19 GCA §§ 2114-2120 relative to the rights of visually handicapped persons and to take precautions necessary for the safety of disabled persons;

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(c) Residents of Guam be reminded of the policies with respect to disabled persons declared in 19 GCA § 2114 through § 2119 and in which he urges the residents to cooperate in giving effect to them.

(d) Emphasis shall be made on the need of the residents to be aware of the presence of disabled persons in the community and to keep safe and functional for the disabled the streets, highways, sidewalks, walkways, public buildings, public facilities, and other public places, places of public accommodation, amusement and resort, and other places to which the public is invited, and to offer assistance to disabled persons upon appropriate occasions.

(e) It is the policy of the Territory to encourage and enable blind persons, visually handicapped persons, and other physically disabled persons to participate fully in the social and economic life of Guam and to engage in remunerative employment.

SOURCE: From Section 54.7 of the Civil Code, enacted by P.L. 11-96.

COMMENT: This section was formerly contained in Civil Code § 54.7 in a new group of sections dealing with the rights of blind persons. This Section should be in this Title along with the rest of the special days and events, rather than in the Civil Code.

§ 1028. Children and Youth Sunday.

The fourth Sunday of April in each year shall be known as *Children and Youth Sunday* and is made a special day during which people of Guam will consider the needs and accomplishments of the children and youth of Guam. The Governor of Guam shall issue a proclamation calling upon the people of Guam to observe such event and shall appoint a committee to plan and make appropriate arrangements for the observance of said day.

SOURCE: Added by P.L. 15-105 as § 325 of the Government Code of Guam. Renumbered and placed within this Title pursuant to the authority of the Compiler of Laws under § 1605 of this Title.

§ 1029. Family Sunday.

The Sunday following Children and Youth Sunday in each year shall be known as “Family Sunday.” Family Sunday is made a special day in which the people of Guam would consider the value and importance of the family. The Governor of Guam shall issue a proclamation calling upon the people of Guam to observe such event and shall appoint a committee to plan and make appropriate arrangements for the observance of the day.

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SOURCE: Added by P.L. 15-105 as § 326 of the Government Code of Guam. Placed in Title 1 and given § 1029 by Compiler of Laws pursuant to § 1605 of this Title.

§ 1030. Municipal Flowers.

The various Municipal Planning Councils of the territory of Guam may adopt official municipal flowers for their respective villages. The Chairmen of the Municipal Planning Councils, by resolution duly adopted, shall notify the Compiler of Laws of the selection of the flower. The Compiler of Laws shall record in this Section the flower adopted by each municipality.

SOURCE: Enacted by P.L. 15-98. Renumbered by Compiler of Laws pursuant to § 1605 of this Title.

§ 1031. Municipal Flag.

The various Municipal Planning Councils of the Territory may adopt an official municipal flag which depicts the history and culture of the respective village. The Chairmen of the Municipal Planning Councils shall notify the Compiler of Laws of the selection and description of the flag. The municipal flags may be reproduced for official purposes in smaller or larger sizes.

SOURCE: Enacted by P.L. 15-98, Section 2. Renumbered by Compiler of Laws pursuant to § 1605 of this Title.

§ 1032. Senior Citizens Month.

(a) The month of May each year shall be known as “Senior Citizens Month.” The Governor of Guam shall issue annually a proclamation calling upon the people of Guam to observe Senior Citizens Month with appropriate ceremonies and festivities expressive of the public sentiment benefitting the occasion for the month-long observance.

(b) Senior Citizens Month shall be under the direct supervision of the Division of Senior Citizens of the Department of Public Health and Social Services, in cooperation with other organizations, private and public.

(c) Funds for the operation of Senior Citizens Month shall be provided for by the annual appropriation to the Division of Senior Citizens of the Department of Public Health and Social Services. The Division of Senior Citizens shall report to the Legislature on the expenditure of all funds for Senior Citizens Month activities. The report shall contain detailed information on each expenditure, amount and purpose. The report shall be submitted to the Legislature no later than August 31 of each year.

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(d) Senior Citizens Day events and activities at the Legislature shall be planned by the Division of Senior Citizens of the Department of Public Health and Social Services in coordination with the Speaker with assistance of the Committee having purview over the senior citizens.

(e) The Senior Citizens Day at *I Liheslatura* shall be an integral part of the Senior Citizens Month, the designated day to be scheduled by the Speaker of *I Liheslatura* in the month of May of each year.

(f) Clerical, technical and logistic support for Senior Citizens Day at the Legislature shall be provided for by the Speaker's Office, with assistance from the committee having purview over senior citizens and the Division of Senior Citizens of the Department of Public Health and Social Services.

(g) The Speaker shall appoint an employee as a Senior Citizens Day coordinator at the Legislature as an additional duty to advise and assist with the planning and preparation of the activities.

SOURCE: § 1032 added by P.L. 17-35:1. Subsection (e) amended by P.L. 31-011:1 (Mar. 9, 2011).

§ 1033. Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race.

(a) Annually, I *Maga'lahaen Guåhan* (Governor) shall issue a proclamation calling upon the people of Guam to observe a Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race, which shall be held at the discretion of the Guam Visitors Bureau.

(b) The Guam Visitors Bureau shall be the organizing body for the Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race, and shall provide the necessary logistics and financial support to ensure the success of the Fair as an international event and visitor attraction. The Department of Parks and Recreation shall assist by issuing permits for booths and exhibits, and designing the general layout of booths, exhibits and activities, with cultural awareness paramount in the design. The Department of Public Works shall inspect and ensure that the public facilities at the selected site are in good working condition to adequately protect the health and safety of the persons at the Fair. The Department of Revenue and Taxation shall issue on a priority basis a license for each type of activity being conducted at the Fair which requires a license from the Department. The Department of Public Health and Social Services shall issue licenses for the preparation and sale of food. The Customs and Quarantine Agency shall provide

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information and assistance to participants concerning the importation requirements of the statutes of Guam, the U.S. Department of Agriculture, and other agencies for importation of items into Guam for use at the Fair. The Department of Agriculture *shall* establish regulations for the judging of produce and livestock exhibited at the Fair.

The Mayors Council *shall* create a mechanism for village participation or competitions. The Guam Council on the Arts and Humanities Agency *shall* provide technical assistance to encourage public participation of the performing and fine arts. The Guam Police Department, the Guam Fire Department, Guam Homeland Security, and all other law enforcement entities of the government of Guam *shall* provide public safety support at the Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race at the request of the Guam Visitors Bureau. The Guam Fire Department *shall* also inspect all booths and temporary structures to ensure compliance of Fire and Life Safety requirements, and issue required permits to operate such booths and temporary structures.

(c) *I Maga'lahi* (the Governor) *shall* appoint, from among the personnel of the departments and agencies mentioned in Subsection (b) of this Section, personnel to ensure the success of the Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race. The Speaker, in consultation with the respective Chairpersons of the Committees on Economic Development and Tourism, *shall* designate representatives from *I Liheslatura* (the Legislature) to serve as members of the organizing committee.

(d) The Guam Visitors Bureau, in collaboration with the agencies listed in Subsection (b), *shall* establish a fee schedule for the conduct of the Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race. The fee schedule *shall* include at a minimum: the cost for rental of display space; a participation fee to cover the costs of security, maintenance and other common area services at the Fair site; and a means by which food and beverage, produce, handicrafts, and other items being offered for sale may be purchased. All fees from the sale of goods or services sold at the Fair *shall* be collected and deposited to the Treasury of Guam. Twenty-five percent (25%) of the proceeds collected *shall* be deposited in the General Fund; fifty percent (50%) *shall* be deposited in the Guam-Micronesia Island Fair and Guam *Ko'Ko'* Road Race Revolving Fund, which is hereby created, to be administered by the Guam Visitors Bureau, for the sole purpose of paying for the Guam-Micronesia Island Fair and Guam *Ko'Ko'*

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Road Race-related expenses; and twenty-five percent (25%) *shall* be deposited in the FESTPAC 2016 Folklife Festival Trust Account.

(e) Within thirty (30) days of the close of each Guam-Micronesia Island Fair and Guam *Ko 'Ko* ' Road Race, the Guam Visitors Bureau *shall* report on the financial status of the Fair and the Guam-Micronesia Island Fair and Guam *Ko 'Ko* ' Road Race Revolving Fund to *I Maga'lahi* (the Governor) and the Speaker of *I Liheslaturan Guåhan*, and *shall* make recommendations to improve the implementation of the Fair, including future sites and dates of the Fair and post the same on its website.

SOURCE: § 1033 added by P.L. 19-7:2 as amended by P.L. 19-14:14. Amended by P.L. 23-128:III:23(a); P.L. 25-176:20; P.L. 28-068:IV:77 (Sept. 30, 2005); P.L. 31-106:2 (Sept. 30, 2011).

§ 1033.1 Guam National Guard Day.

The first Saturday in October of each year shall be known as Guam National Guard Day in recognition of the services rendered by members of the National Guard to the people of Guam. The Governor is authorized and requested to issue a Proclamation annually calling upon the people of Guam to observe Guam National Guard Day. The Governor shall appoint a Guam National Guard Day Committee to plan and make appropriate arrangements for the celebration of this important day.

SOURCE: Added by P.L. 20-207:23.

§ 1034. Adoption of Guam Hymn.

The Guam Hymn, composed by Dr. Ramon M. Sablan, is hereby adopted as the official territorial anthem, and the Chamorro version by Lagrimas Untalan and the English version by Dr. Sablan are hereby officially adopted as follows:

FANOHGGE CHAMORRO

Verse 1:

FANOHGGE CHAMORRO PUT IT TANO'-TA
KANTA I MATUNA-NA GI TODU I LUGAT
PARA I ONRA, PARA I GLORIA
ABIBA I ISLA SINPARAT.
PARA I ONRA, PARA I GLORIA
ABIBA I ISLA SINPARAT.

Verse 2:

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TODU I TIEMPO I PAS PARA HITA
YAN GINEN I LANGET NA BENDISION
KONTRA I PILIGRU NA'FANSAFO' HAM
YU'OS PRUTEHI I ISLAN GUAM
KONTRA I PILIGRU NA'FANSAFO' HAM
YU'OS PRUTEHI I ISLAN GUAM.

GUAM HYMN

Verse 1:

STAND YE GUAMANIAN FOR YOUR COUNTRY
AND SING HER PRAISE FROM SHORE TO SHORE
FOR HER HONOR, FOR HER GLORY
EXALT OUR ISLAND FOREVER MORE.
FOR HER HONOR, FOR HER GLORY
EXALT OUR ISLAND FOREVER MORE.

Verse 2:

MAY EVERLASTING PEACE REIGN O'ER US
MAY HEAVEN'S BLESSING TO US COME
AGAINST ALL PERILS, DO NOT FORSAKE US
GOD PROTECT OUR ISLE OF GUAM
AGAINST ALL PERILS, DO NOT FORSAKE US
GOD PROTECT OUR ISLE OF GUAM.

§ 1035. Family Violence Prevention Week.

(a) In addition to the National Family Violence Awareness Month observed each October, the last week of September of each year is hereby designated as “*Family Violence Prevention Week*,” a week to reflect, review and assess Guam’s progress as a community as a whole towards preventing and dealing with family violence and to determine what further steps must be taken, to continue a comprehensive effort of education on family violence and to renew the community’s commitment to protecting Guam’s families.

(b) *I Maga’lahen Guahan* shall issue annually a proclamation calling on all interested and concerned to observe ‘*Family Violence Prevention Week*’ and Family Violence Awareness Month, by joining together for a continuing commitment and in a cooperative effort, to preserve the integrity and harmony of Guam’s families.

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(c) *I Maga'lahen Guahan* shall appoint a “*Family Violence Prevention Week Committee*” to plan and make appropriate arrangements for the observation of “*Family Violence Prevention Week.*”

SOURCE: Added by P.L. 24-239:34 as section 10.35, renumbered by Compiler to 1035.
