I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

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

This is to certify that **Bill No. 101-30 (COR), "AN ACT TO *AMEND* SUBSECTION (a) AND *ADD* A NEW SUBSECTION (c) TO §90105 OF CHAPTER 90, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING SMOKING WITHIN TWENTY (20) FEET OF AN ENTRANCE OR EXIT OF A PUBLIC PLACE WHERE SMOKING IS PROHIBITED,"** was on the 13th day of November, 2009, duly and regularly passed.

Benjamin J.F. Cruz
Acting Speaker

Attested:

Rory J. Respicio
Acting Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 17 day of Nov., 2009, at 4:25 o'clock P.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahen Guåhan

Date: 27 Nov 2009

Public Law No. 30-63

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 101-30 (COR)
As amended on the Floor.

Introduced by: Judith T. Won Pat, Ed.D.
B. J.F. Cruz
Judith P. Guthertz, DPA
R. J. Respicio
Ray Tenorio
T. R. Muña Barnes
T. C. Ada
F. B. Aguon, Jr.
F. F. Blas, Jr.
E. J.B. Calvo
J. V. Espaldon
Adolpho B. Palacios, Sr.
v. c. pangelinan
M. J. Rector
Telo Taitague

AN ACT TO *AMEND* SUBSECTION (a) AND *ADD* A NEW SUBSECTION (c) TO §90105 OF CHAPTER 90, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING SMOKING WITHIN TWENTY (20) FEET OF AN ENTRANCE OR EXIT OF A PUBLIC PLACE WHERE SMOKING IS PROHIBITED.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. §90105(a) of Chapter 90, Title 10, Guam Code Annotated, is *amended* to read:

"(a) Smoking *shall* be prohibited in all enclosed public places and within twenty (20) feet of the entrance *or* exit of enclosed public places, including, *but not limited to,* the following places:

(1) Elevators.

(2) Buses, taxicabs, airplanes, and other means of public transit, and ticket, boarding, and waiting areas of public transport depots, including bus stops, bus shelters, *or* any facility provided for students waiting for bus transportation to and from school.

All monies collected from citations issued pursuant to this subsection *shall* be deposited in the Police Services Fund.

(3) Restrooms.

(4) Service lines.

(5) All areas available to and customarily used by the general public in all businesses patronized by the public.

(6) Restaurants.

(7) Public areas of aquariums, galleries, libraries and museums when open to the public.

(8) Any building *not* open to the sky which is primarily used for exhibiting motion pictures, stage shows, musical recitals *or* other performances, *except* when smoking is part of a stage production.

(9) Sports arenas and convention halls.

(10) Every place of meeting *or* public assembly during such time as a public meeting is in progress.

(11) Waiting rooms, hallways, wards and semi-private rooms for health facilities, including, but *not limited to,* hospitals, clinics, physical therapy facilities, doctors' offices and dentists' offices.

(12) Polling places."

Section 2. A new subsection (c) is hereby *added* to §90105 of Title 10, Guam Code Annotated, to read:

"(c) Smoking may be permitted within twenty (20) feet of the entrance *or* exit of a public place only if such smoking area is an open outdoor patio contiguous to the public place and is controlled by the proprietor or management of the public place."