

**CHAPTER 58**  
**FIRE PREVENTION**

**2025 NOTE:** Fire Prevention statutes are addressed in this Chapter, which were included in the original Government Code of Guam enacted by P.L. 1-088 (Nov. 29, 1952) and codified in the 1970 Government Code at Title IX, Chapter III (§§ 8200-8210). However, P.L. 17-078 (Dec. 12, 1984) added a new Chapter 73 – Fire Prevention, which included identical provisions previously codified in Chapter 58. Pursuant to the authority granted by 1 GCA § 1606, the Compiler will consolidate Fire Prevention statutes in Chapters 58 and 73, and in future publications of the GCA, all Fire Prevention statutes will be codified in Chapter 73.

- § 58100. Theaters: Prohibition.
- § 58101. Same: Fire Equipment.
- § 58102. Same: Freedom from Obstruction.
- § 58103. Same: Admission of Fire Department.
- § 58104. Woodworking Establishments: Fire Equipment.
- § 58105. Same: Fire Prevention.
- § 58106. Garages: Fire Equipment.
- § 58107. Prohibition.
- § 58108. Fire Hydrant Inspection.
- § 58109. Fireworks.
- § 58110. Same: Exclusion.
- § 58111. Penalty.
- § 58112. Fire Prevention Code.

**§ 58100. Theaters: Prohibition.**

No manager or other person shall use or assist in, or countenance the use of, any theater, hall or other building for theatrical purposes, or for public entertainment of any kind where stage scenery and apparatus are employed, without a certificate in writing by the Fire Chief, to the effect that the provisions of all existing regulations for the prevention of fires have been complied with to his satisfaction.

**SOURCE:** GC § 8200, as amended by P.L. 17-078:4 (Dec. 12, 1984).

**§ 58101. Same: Fire Equipment.**

Every manager or other person using any such building shall keep and maintain in good condition therein such fire fighting equipment as the Fire Chief, by uniform regulation, shall prescribe.

**SOURCE:** GC § 8201, as amended by P.L. 17-078:4 (Dec. 12, 1984).

**§ 58102. Same: Freedom from Obstruction.**

Every manager or other person using any such building shall, at all times during performances, or when such building is open to the public, keep every aisle, passageway, exit, entrance and stairway open and clear of temporary seats or other obstructions and all doors and gates in or of every such aisle, passageway, exit, entrance and stairway, unlocked and fastened so that they will open freely, and no person shall stand or remain in any such aisle, passageway, exit, entrance or stairway during performances, or while such building is open.

**SOURCE:** GC § 8202.

**§ 58103. Same: Admission of Fire Department.**

Every manager or person using any such building shall at all times freely admit a detail from the Fire Department in every building used as a theater or place of public amusement, whenever the same shall be necessary in the discretion of the Fire Chief for the purposes of assisting in case of fire or in enforcing the above provisions.

**SOURCE:** GC § 8203, as amended by P.L. 17-078:4 (Dec. 12, 1984).

**§ 58104. Woodworking Establishments: Fire Equipment.**

Sawmills, carpenter shops and other places where wood is sawed, planed or worked in such manner as to cause accumulations of sawdust or shavings, shall maintain in good condition therein such fire fighting equipment as the Fire Chief, by uniform regulations, shall prescribe.

**SOURCE:** GC § 8204, as amended by P.L. 17-078:4 (Dec. 12, 1984).

**§ 58105. Same: Fire Prevention.**

Before a sawmill or woodworking shop is closed for the day, the floors and machinery of the same shall be swept clean of accumulations of wood dust and shavings, which shall be placed outside the building in trash cans or in a place approved by the Fire Chief for storage of such materials. No furnace or anvil shall be used or placed nearer than twenty-five (25) feet from any saw, plane or woodworking machine. Lumber shall be stored so as not to constitute a fire hazard. The Fire Chief or his agents may inspect any sawmill or woodworking shop at any time.

**SOURCE:** GC § 8205, as amended by P.L. 17-078:4 (Dec. 12, 1984).

**§ 58106. Garages: Fire Equipment.**

Every space maintained as a garage for taxis or for commercial repairing, cleaning, upkeep or storage, of automobiles, trucks or gasoline engines, shall maintain in good condition therein such fire fighting equipment as the Fire Chief, by uniform regulation, shall prescribe.

**SOURCE:** GC § 8206, as amended by P.L. 17-078:4 (Dec. 12, 1984).

**§ 58107. Prohibition.**

It shall be unlawful for any person to remove the gasoline tank cover of any vehicle in the vicinity of a gasoline pump, while the motor of such vehicle is running.

**SOURCE:** GC § 8207.

**§ 58108. Fire Hydrant Inspection.**

The Fire Chief shall have all fire hydrants inspected quarterly to see that they are maintained in good working order.

**SOURCE:** GC § 8208, as amended by P.L. 17-078:4 (Dec. 12, 1984).

**§ 58109. Fireworks.**

No fireworks shall be permitted in Guam unless consigned to the Guam or Federal government, in which case they shall not be discharged except under the direct supervision of the authorities of one of said Governments.

**SOURCE:** GC § 8209. Amended by P.L. 37-047:1 (Nov. 10, 2023); P.L. 38-012:1 (June 17, 2025).

**2025 NOTE:** Reference to “Territorial” replaced with “Guam” pursuant to 1 GCA § 420.

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**§ 58110. Same: Exclusion.**

The term fireworks in § 58109 of this Chapter shall not be construed to include caps as used in toy pistols and party favors containing comparable small amounts of explosives. The Fire Chief shall determine what items come within this Section.

**SOURCE:** GC § 8209.1. Amended by P.L. 37-047:2 (Nov. 10, 2023); P.L. 38-012:2 (June 17, 2025).

**§ 58111. Penalty.**

(a) Violation of any provision of this Chapter is a civil violation.

(b) Each violation shall be subject to the following penalties:

(1) First Offense shall be subject to a penalty of up to \$100;

(2) Second Offense of the same fire code provision within a 12-month period shall be subject to a penalty of up to \$400, but not less than \$100;

(3) Third Offense of the same fire code provision within a 12-month period shall be subject to a penalty of no less than \$1,000;

(4) Fourth Offense of the same fire code provision within a 12-month period shall be punishable as a misdemeanor and the business license shall be suspended for up to 1 year or until the violation has been cured.

(c) All fines shall be deposited into the Fire, Life and Medical Emergency Fund (FLAME) pursuant to § 72106, Chapter 72, 10 GCA.

**SOURCE:** GC § 8210, as amended by P.L. 13-187:63 (Sept. 2, 1976). Amended by P.L. 32-005:2 (Mar. 6, 2013).

**§ 58112. Fire Prevention Code.**

Inspection of premises and areas authorized by this Chapter shall be in accordance with § 73111 of Chapter 73, 10 GCA.

**SOURCE:** GC § 8211. Amended by P.L. 32-005:4 (Mar. 6, 2013).

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