

I MINA' TRENTAI TRES NA LIHESLATURAN GUÁHAN
2016 (SECOND) Regular Session

Bill No. 369-33(COR)

Introduced by:

Brant T. McCreadie 

**AN ACT TO *AMEND* SUBSECTION (C) OF § 77135
OF CHAPTER 77, TITLE 10, GUAM CODE
ANNOTATED, RELATIVE TO PROVIDING
DISCRETION IN THE EXPENDITURE
PRIORITIZATION OF THE POLICE PATROL
VEHICLE AND EQUIPMENT REVOLVING FUND
TO THE CHIEF OF POLICE FOR THE PURPOSES
OF ACQUIRING, REPAIRING, AND MAINTAINING
VEHICLES AND REQUISITE ASSOCIATED
EQUIPMENT FOR THE GPD.**

2016 AUG 30 AM 4:36 

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 **Section 1.** Subsection (c) of § 77135 of Chapter 77, Title 10, Guam Code
3 Annotated is hereby *amended* to read:

4 “(c) Authorized Expenditure and Continuing Appropriation. All monies in the
5 Fund are hereby appropriated, and shall be deemed appropriated on a continuing basis
6 and shall not lapse, and shall not be subject to appropriation constraints in order to be
7 expended for the purposes of acquiring, repairing, and maintaining vehicles and
8 requisite associated equipment for the Guam Police Department. All monies in the
9 Fund shall be expended at the discretion of the Chief of Police for the purposes of
10 acquiring, repairing, and maintaining vehicles and requisite associated equipment for
11 the Guam Police Department or subsidizing the utilization of privately owned vehicles
12 for police service, patrol duty, and other law enforcement related functions, as

1 provided pursuant to Title 10 GCA Chapter 56. The Fund shall not be used to
2 purchase non-patrol vehicles for administrative utilization purposes.

3 ~~(1) Thirty percent (30%) of the annual revenue collected by the Fund~~
4 ~~shall be used solely for the purchase of new police patrol vehicles within the~~
5 ~~government of Guam fiscal year during which the revenue was received or used~~
6 ~~to subsidize the utilization of privately owned vehicles for police service, patrol~~
7 ~~duty, and other law enforcement related functions, as provided pursuant to Title~~
8 ~~10 GCA Chapter 56.~~

9 ~~(A) The expenditure prioritization mandate pursuant to this Item~~
10 ~~(1) shall not apply to the purchase of non-patrol vehicles for~~
11 ~~administrative utilization purposes, which is prohibited.~~

12 ~~(B) Any unexpended funds remaining at the end of the fiscal year~~
13 ~~shall continue to be available for expenditure in the next fiscal year solely~~
14 ~~for the purposes of this Item (1).~~

15 ~~(2) Seventy percent (70%) of the annual revenue collected by the Fund~~
16 ~~shall be used solely for the repair and maintenance of police patrol vehicles~~
17 ~~within the government of Guam fiscal year during which such funding was~~
18 ~~generated from revenue received.”~~

19 **Section 2. Severability.** *If any provision of this Law or its application to any*
20 *person or circumstance is found to be invalid or contrary to law, such invalidity shall*
21 *not affect other provisions or applications of this Law which can be given effect*
22 *without the invalid provisions or application, and to this end the provisions of this*
23 *Law are severable.*