

Office of the Governor of Guahan

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

2010 MAY 19 PM 3:42

MAY 19 2010

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill No. 360-30 (COR) "AN ACT TO **ADD** A NEW SUBSECTION (e) TO §7160, AND A NEW SUBSECTION (f) TO §7161 OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED; TO **ADD** A NEW SUBSECTION (d) TO §51506, CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO **AMEND** §7120.2(e) OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, AS **AMENDED** BY PUBLIC LAW 30-115, RELATIVE TO THE MOTOR VEHICLE REGISTRATION AND LICENSE PLATE FEES FOR VETERANS RATED AT A 100% DISABILITY OR INDIVIDUAL UNEMPLOYABILITY", which I signed into law on May 17, 2010 as Public Law 30-144.

Sinseru yan Magahet,

MICHAEL W. CRUZ, M.D.
I Maga'láhen Guahan para pa'go
Acting Governor of Guahan

30-10-0462

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

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

This is to certify that Bill No. 360-30 (COR), "AN ACT TO ADD A NEW SUBSECTION (e) TO §7160, AND A NEW SUBSECTION (f) TO §7161 OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED; TO ADD A NEW SUBSECTION (d) TO §51506, CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO AMEND §7120.2(e) OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, AS AMENDED BY PUBLIC LAW 30-115, RELATIVE TO THE MOTOR VEHICLE REGISTRATION AND LICENSE PLATE FEES FOR VETERANS RATED AT A 100% DISABILITY OR INDIVIDUAL UNEMPLOYABILITY", was on the 3rd day of May, 2010, duly and regularly passed.



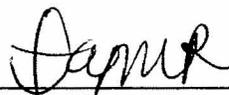
Judith T. Won Pat, Ed. D.
Speaker

Attest:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by I Maga'lahaen Guåhan this 5th day of may, 2010, at
4:00 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



MIKE W. CRUZ, MD
GOVERNOR OF GUAM ACTING

MAY 17 2010

Date: _____

Public Law No. P.L. 30-144

I MINA'TRENTA NA LIHESLATURAN GUÁHAN
2010 (SECOND) Regular Session

Bill No. 360-30 (COR)

As amended.

Introduced by:

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

AN ACT TO *ADD* A NEW SUBSECTION (e) TO §7160, AND A NEW SUBSECTION (f) TO §7161 OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED; TO *ADD* A NEW SUBSECTION (d) TO §51506, CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO *AMEND* §7120.2(e) OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, AS *AMENDED* BY PUBLIC LAW 30-115, RELATIVE TO THE MOTOR VEHICLE REGISTRATION AND LICENSE PLATE FEES FOR VETERANS RATED AT A 100% DISABILITY OR INDIVIDUAL UNEMPLOYABILITY.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that veterans have contributed significantly to protect our freedoms through their
4 dedicated and unselfish military service to our island and country.

5 *I Liheslaturan Guåhan* finds that some veterans have endured physical,
6 emotional and psychological injuries resulting in 100% Disability or Individual
7 Unemployability (due to service-related injuries).

8 *I Liheslaturan Guåhan* finds that in 2008 there were approximately 364
9 veterans from Guam who have been determined by the U.S. Department of
10 Veterans Affairs (USDVA) to be either 100% Disabled (approximately 169
11 veterans), or Individually Unemployable (approximately 195 veterans). These
12 rated Veterans represent less than 25% of the total Guamanian veterans receiving
13 compensation for service connected compensation or individual unemployability.

14 *I Liheslaturan Guåhan* finds that in order to operate a vehicle on Guam
15 roads, the vehicle must be registered annually with the Department of Revenue and
16 Taxation. *I Liheslaturan Guåhan* further finds that the annual Motor Vehicle
17 Registration Assessment (which consists of the Recycling fee, Street Light Fund
18 fee and the annual License and Registration fee) could range between \$81 to \$119.

19 *I Liheslaturan Guåhan* intends is to extend a benefit to these rated veterans
20 by waiving the annual assessment associated with the registration of a non-
21 commercial passenger vehicle owned by the rated veteran. Furthermore, the waiver
22 of the annual Motor Vehicle Registration assessment to this small segment of the
23 community will have a negligible impact on the revenues of the Government of
24 Guam.

25 **Section 2.** A new Subsection (e) is hereby *added* to §7160, Chapter 7,
26 Title 16, Guam Code Annotated, to read as follows:

1 “(e) The annual license and registration fee in §7160 (a) *shall* be
2 waived for any veteran determined by the U.S. Department of Veterans
3 Affairs (USDVA) to be 100% Disabled or Individually Unemployable due
4 to military service connected injuries. The fee shall be waived for one (1)
5 non-commercial passenger vehicle, which includes small sedans, coupes,
6 and station wagons manufactured primarily for the purpose of carrying
7 passengers and including those passenger cars pulling other light trailers,
8 registered to the veteran, or legal guardian applying for benefits under this
9 Section. A copy of the Decision Letter issued by the USDVA, which
10 certifies the disability rating, must be furnished to the Department of
11 Revenue and Taxation in order to waive the annual Motor Vehicle
12 Registration Assessment.”

13 **Section 3.** A new Subsection (f) is hereby *added* to §7161, Chapter 7, Title
14 16, Guam Code Annotated, to read as follows:

15 “(f) The Street Light Fund fee in this Section *shall* be waived for
16 any veteran determined by the U.S. Department of Veterans Affairs
17 (USDVA) to be 100% Disabled or Individually Unemployable due to
18 military service connected injuries. The fee *shall* be waived for one (1) non-
19 commercial passenger vehicle, which include small sedans, coupes, and
20 station wagons manufactured primarily for the purpose of carrying
21 passengers and including those passenger cars pulling other light trailers,
22 registered to the veteran, or legal guardian applying for benefits under this
23 Section. A copy of the Decision Letter issued by the USDVA, which
24 certifies the disability rating, must be furnished to the Department of
25 Revenue and Taxation in order to waive the annual Street Light Fund Fee.”

26 **Section 4.** A new Subsection (d) is hereby *added* to §51506, Chapter 51,
27 Article 5, Title 10, Guam Code Annotated, to read as follows:

1 “(d) The Recycling fee in Subsection (a) *shall* be waived for any
2 veteran determined by the U.S. Department of Veterans Affairs (USDVA)
3 to be 100% Disabled or Individually Unemployable due to military service
4 connected injuries. The fee *shall* be waived for one (1) non-commercial
5 passenger vehicle, which include small sedans, coupes, and station wagons
6 manufactured primarily for the purpose of carrying passengers and including
7 those passenger cars pulling other light trailers, registered to the veteran, or
8 legal guardian applying for benefits under this Section. A copy of the
9 Decision Letter issued by the USDVA, which certifies the disability rating,
10 must be furnished to the Department of Revenue and Taxation in order to
11 waive the annual Recycling Fee.”

12 **Section 5.** §7120.2(e) of Chapter 7, Title 16, Guam Code Annotated, as
13 *amended* by P.L. 30-115, is hereby *amended* to read:

14 “(e) Fee. The fee for the issuance of a veteran license plate shall not
15 exceed the fee charged for a similar license plate for the same class of
16 vehicle.”

17 **Section 6. Effective Date.** This Act shall be effective April 1, 2010.

18 **Section 7. Severability.** *If* any provision of this Law or its application to
19 any person or circumstance is found to be invalid or contrary to law, such
20 invalidity shall *not* affect other provisions or applications of this Law which can be
21 given effect without the invalid provisions or application, and to this end the
22 provisions of this Law are severable.

6

I MINA' TRENTA NA LIHESLATURAN GUÅHAN

2010 (SECOND) Regular Session

Date: 5/3/2010

VOTING SHEET

Bill No. 360-30(COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
AGUON, Frank B., Jr.	✓				
BLAS, Frank F., Jr.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J. F.					EA
ESPALDON, James V.	✓				
GUTHERTZ, Judith Paulette	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
TAITAGUE, Telo	✓				
TENORIO, Ray					EA
WON PAT, Judith T.	✓				

TOTAL 13 _____ _____ _____ 2

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

I MINA'TRENTA NA LIHESLATURAN GUÅHAN

2010 (Second) Regular Session

Bill No. 360-30 (cov)

Introduced by:

T.C. Ada 

R.J. Respicio 

360-30-1
08/08/17
MWA

AN ACT TO ADD A NEW SUBSECTION TO §7160 AND §7161 OF CHAPTER 7, TITLE 16 GCA, AND TO §51506, CHAPTER 51, TITLE 10 GCA AND TO AMEND §7120.2(e) OF CHAPTER 7, TITLE 16 GCA AS AMENDED BY P.L. 30-115, RELATIVE TO THE MOTOR VEHICLE REGISTRATION AND LICENSE PLATE FEES FOR VETERANS RATED AT A 100% DISABILITY OR INDIVIDUAL UNEMPLOYABILITY

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that veterans have
3 contributed significantly to protect our freedoms through their dedicated and unselfish military
4 service to our island and country.

5 *I Liheslaturan Guåhan* finds that some veterans have endured physical, emotional and
6 psychological injuries resulting in 100% Disability or Individual Unemployability (due to service
7 related injuries).

8 *I Liheslaturan Guåhan* finds that in 2008 there were approximately 364 veterans from Guam
9 who have been determined by the U.S. Department of Veterans Affairs (USDVA) to be either 100%
10 Disabled (approximately 169 veterans) or Individually Unemployable (approximately 195 veterans).
11 These rated Veterans represent less than 25% of the total Guamanian veterans receiving
12 compensation for service connected compensation or individual unemployability.

13 *I Liheslaturan Guåhan* finds that in order to operate a vehicle on Guam roads, the vehicle must

1 be registered annually with the Department of Revenue and Taxation. *I Liheslaturan Guåhan*
2 further finds that the annual Motor Vehicle Registration Assessment (which consists of the
3 Recycling fee, Street Light fund and the annual License and Registration fee), could range between
4 \$81 to \$119.

5 *I Liheslaturan Guåhan* finds that the intent of this bill is to extend a benefit to these rated
6 veterans by waiving the annual assessment associated with the registration of a non-commercial
7 passenger vehicle owned by the rated veteran. Furthermore, the waiver of the annual Motor Vehicle
8 Registration assessment to this small segment of the community will have a negligible impact on the
9 revenues of the Government of Guam.

10
11 **Section 2. A new subsection (e) is hereby added to §7160, Chapter 7, Title 16, Guam**
12 **Code Annotated**, to read as follows:

13 “(e) The annual license and registration fee in §7160 (a) shall be waived for any
14 veteran determined by the U.S. Department of Veterans Affairs (USDVA) to be 100%
15 Disabled or Individually Unemployable due to military service connected injuries. The fee
16 shall be waived for one (1) non-commercial passenger vehicle, which includes all sedans,
17 coupes, and station wagons manufactured primarily for the purpose of carrying passengers
18 and including those passenger cars pulling other light trailers, registered to the veteran, or
19 legal guardian applying for benefits under this section. A copy of the Decision Letter issued
20 by the USDVA, which certifies the disability rating, must be furnished to the Department of
21 Revenue and Taxation in order to waive the annual Motor Vehicle Registration Assessment.

22
23 **Section 3. A new subsection (f) is hereby added to §7161, Chapter 7, Title 16, Guam**
24 **Code Annotated**, to read as follows:

25 “(f) The Street Light Fund fee in §7161 shall be waived for any veteran determined
26 by the U.S. Department of Veterans Affairs (USDVA) to be 100% Disabled or Individually
27 Unemployable due to military service connected injuries. The fee shall be waived for one (1)
28 non-commercial passenger vehicle, which includes all sedans, coupes, and station wagons
29 manufactured primarily for the purpose of carrying passengers and including those passenger
30 cars pulling other light trailers, registered to the veteran, or legal guardian applying for
31 benefits under this section. A copy of the Decision Letter issued by the USDVA, which

1 certifies the disability rating, must be furnished to the Department of Revenue and Taxation
2 in order to waive the annual Motor Vehicle Registration Assessment.
3

4 **Section 4. A new subsection (d) is hereby added to §51506, Chapter 51, Article 5, Title**
5 **10, Guam Code Annotated, to read as follows:**

6 “(d) The Recycling fee in §51506 (a) shall be waived for any veteran determined by
7 the U.S. Department of Veterans Affairs (USDVA) to be 100% Disabled or Individually
8 Unemployable due to military service connected injuries. The fee shall be waived for one (1)
9 non-commercial passenger vehicle, which includes all sedans, coupes, and station wagons
10 manufactured primarily for the purpose of carrying passengers and including those passenger
11 cars pulling other light trailers, registered to the veteran, or legal guardian applying for
12 benefits under this section. A copy of the Decision Letter issued by the USDVA, which
13 certifies the disability rating, must be furnished to the Department of Revenue and Taxation
14 in order to waive the annual Motor Vehicle Registration Assessment.”
15

16 **Section 5. Subsection 7120.2(e) of Chapter 7, Title 16, Guam Code Annotated as**
17 **amended by P.L. 30-115 is hereby amended to read:**

18 “(e) Fee. The fee for the issuance of a veteran license plate shall not exceed the fee
19 charged for a similar license plate for the same class of vehicle. ~~No fee shall be charged for~~
20 ~~the issuance of a veteran license plate to a veteran rated by the U.S. Department of Veterans~~
21 ~~Affairs at a 100% permanent and total disability. Veteran license plate must be for a non-~~
22 ~~commercial vehicle registered to the veteran, or legal guardian applying for benefits under~~
23 ~~this Act. A copy of the decision letter issued by the Regional Veterans Affairs Office which~~
24 ~~indicates approved disability rating must be furnished to the Department of Revenue and~~
25 ~~Taxation in order to waive the veteran license plate fees.”~~
26

27 **Section 6. Effective Date.** This act shall be effective April 1, 2010.
28

29 **Section 7. Severability.** If any provisions of this Act or its application to any person or
30 circumstance is found to be invalid or contrary to law, such invalidity shall *not* affect other

1 provisions or applications of this Act which can be given effect without the invalid
2 provisions or applications, and to this end the provisions of this Act are severable.