

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
34-32 (COR), P.L. 32-156	V. Anthony Ada, R.J. Respicio	AN ADD A NEW §§ 7178 & 7179 TO 16GCA RELATIVE TO VEHICLE REGISTRATIONS.	2/4/2013 11:48 A.M.	02/04/13	Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations	02/12/13 10:00am	04/09/14 8:47 a.m.	Fiscal Note Requested 2/13/13 Fiscal Note Received 2/18/13
	DATE PASSED	TITLE	TRANSMITTED		DUE DATE	<small>DATE SIGNED BY I MAGA'LAHEN GUAHAN</small>	PUBLIC LAW NO.	NOTES
	5/9/2014	AN ACT TO ADD NEW §§ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS.	05/12/14	2:43 p.m.	5/22/2014	05/21/14	32-156	As amended by the Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations ; and further amended on the Floor.



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

MAY 23 2014

32-14-1676

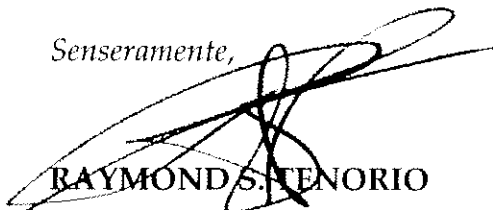
Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Dos Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

5.23.14
4:47pm
2014 MAY 27 AM 8:00
RMB

Dear Madame Speaker:

Transmitted herewith is Bill No. 34-32 (COR) "AN ACT TO ADD NEW ~~§§~~ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS" which I signed into law on May 21, 2014 as Public Law 32-156.

Senseramente,


RAYMOND S. TENORIO
I Maga'låhen Guåhan, para pa'go
Acting Governor of Guam

1676

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

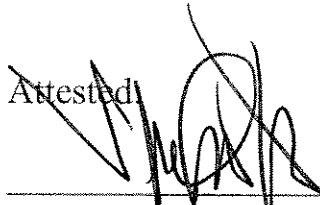
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 34-32 (COR)**, "AN ACT TO *ADD* NEW §§ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS," was on the 9th day of May, 2014, duly and regularly passed.



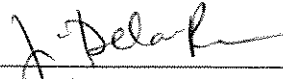
Judith T. Won Pat, Ed.D.
Speaker

Attested



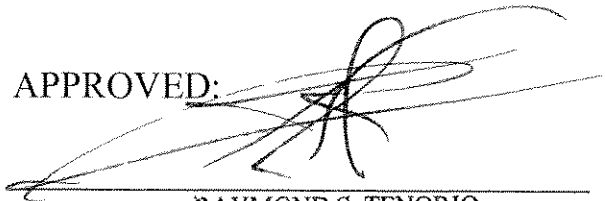
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 12th day of May, 2014, at 2:43 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



RAYMOND S. TENORIO
Acting Governor of Guam

Date: MAY 21 2014

Public Law No. 32-156

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN
2013 (FIRST) Regular Session

Bill No. 34-32 (COR)

As amended by the Committee on Aviation,
Ground Transportation, Regulatory Concerns,
and Future Generations; and further amended
on the Floor.

Introduced by:

V. Anthony Ada
R. J. Respicio
Vicente (ben) C. Pangelinan
Michael F. Q. San Nicolas
T. C. Ada
FRANK B. AGUON, JR.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
T. R. Muña Barnes
Dennis G. Rodriguez, Jr.
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO ADD NEW §§ 7178 AND 7179 TO CHAPTER
7 OF TITLE 16, GUAM CODE ANNOTATED,
RELATIVE TO VEHICLE REGISTRATIONS.**

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

2 **Section 1.** A new § 7178 is *added* to Chapter 7 of Title 16, Guam Code
3 Annotated, to read as follows:

4 “§ 7178. **Point of Sale (POS) Registration Authorized.** The
5 Director of the Department of Revenue and Taxation *shall*, unless there

1 exists legitimate reason not to, by contract, authorize any motor vehicles,
2 motorcycles or commercial vehicles dealer licensed to do business on Guam
3 to issue registration certificates and temporary license plates for vehicles
4 sold by said dealer.

5 (a) The Director may require each dealer it authorizes to
6 issue registration certificates, and temporary license
7 plates/decalcomania to:

8 (1) undergo training for staff and management
9 involved in the registration process;

10 (2) provide a secure facility for data processing
11 equipment and license plates;

12 (3) post a fidelity bond to indemnify the dealer against
13 criminal acts that may be committed by an employee in an
14 amount *not to exceed* One Thousand Dollars (\$1,000) per
15 employee involved in the registration process;

16 (4) pay all or a portion of reasonable data
17 communications costs between the dealership office and the
18 Department of Revenue and Taxation; and

19 (5) require any other conditions necessary for an
20 efficient and secure registration process.

21 (b) All registration and licensing fees *shall* be retained by the
22 government of Guam in a manner prescribed by public law.

23 (c) Any person who attempts to use data processing
24 equipment, license plates and decalcomania in a manner inconsistent
25 with this Section commits a misdemeanor for the first offense, and a
26 third degree felony for subsequent offenses. These penalties are in
27 addition to other penalties prescribed by public law.

1 (d) The Director of Revenue and Taxation may revoke a
2 dealer's authorization prior to the expiration of the contract for cause,
3 or the dealer may voluntarily surrender its authorization.

4 (e) The Department *shall* promulgate rules and regulations
5 pursuant to the provisions of Chapter 9 of Title 5, Guam Code
6 Annotated (Administrative Adjudication Law) for the administration
7 of the provisions of this Section."

8 **Section 2.** A new § 7179 is *added* to Chapter 7 of Title 16, Guam Code
9 Annotated, to read as follows:

10 **"§ 7179. Temporary Registration License Plates.**

11 (a) The Department may authorize a dealer or distributor of
12 motor vehicles, motorcycles or commercial vehicles to issue
13 temporary registration license plates. The Department *shall* require
14 that all authorized dealers or distributors submit proof of status that
15 the dealer or distributor is licensed to do business on Guam.

16 (b) A dealer or distributor may issue a temporary registration
17 license plate for a fee of *not more than* Ten Dollars (\$10) for each
18 plate to a purchaser of an unregistered motor vehicle or motorcycle.

19 (c) A dealer or distributor who issues a temporary
20 registration license plate *shall* mark or stamp thereon with indelible
21 ink in letters at least three-fourths ($\frac{3}{4}$) of an inch high the following
22 information:

- 23 (1) the words "Guam Temporary Registration";
- 24 (2) the dealer's or distributor's name;
- 25 (3) the date of issuance;
- 26 (4) the date of expiration; and

1 (5) the year, make, model, and vehicle identification
2 number (VIN), of the motor vehicle, motorcycle or
3 commercial vehicle.

4 The dealer or distributor *shall* immediately transmit this information
5 to the Department.

6 (d) Every dealer or distributor who issues a temporary
7 registration license plate *shall* maintain at such place of business a
8 record of the following information:

9 (1) all temporary registration license plates issued by
10 such dealer;

11 (2) the date of receipt and issuance;

12 (3) the name of the purchaser to whom the temporary
13 registration license plate was issued;

14 (4) the year, make, model, and vehicle identification
15 number (VIN) of the motor vehicle, motorcycle or
16 commercial vehicle; and

17 (5) such other information as the Department may
18 require. Each record *shall* be kept for a period of *at least*
19 three (3) years from the date of entry, and *shall* be
20 available for inspection by representatives of the
21 Department during regular business hours.

22 (e) A temporary registration license plate issued to an owner
23 or purchaser of a vehicle in accordance with this Section *shall* be valid
24 for a period of sixty (60) days from the date of issuance, or until the
25 issuance of a permanent registration license plate, or until the
26 cancellation or rescission of the contract of purchaser, whichever

1 occurs first. Upon the expiration of a temporary registration license
2 plate, the holder thereof *shall* immediately surrender the same.

3 (f) The Director of the Department *shall* have the specific
4 power, after hearing, to suspend the right to issue temporary
5 registration license plates of any dealer or distributor who fails to
6 comply with the requirements of this Section, or any other applicable
7 rules or regulations.

8 (g) The Department *shall* be responsible for the design of the
9 temporary license plates and registration certificates.

10 (h) The Department *shall* promulgate rules and regulations
11 pursuant to the provisions of Chapter 9 of Title 5, Guam Code
12 Annotated (Administrative Adjudication Law) for the administration
13 of the provisions of this Section and costs related to postage, handling
14 and supplies. All fees assessed pursuant to this Section *shall* be paid
15 before the plates and registrations are mailed to the buyer and the lien
16 holder.”



I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
THIRTY-SECOND GUAM LEGISLATURE
155 Hesler Place, Hagåtña, Guam 96910

May 12, 2014

The Honorable Edward J.B. Calvo
I Maga'lahren Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 34-32(COR), 78-32 (COR), 131-32 (COR), 203-32 (COR), 216-32 (LS), 220-32 (LS), 227-32 (COR), 264-32 (COR), 267-32 (COR), 275-32 (COR), 279-32 (LS), 282-32 (COR), 296-32 (COR), 297-32 (COR), 298-32 (COR), 308-32 (COR) and 328-32 (COR) which was passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on May 9, 2014.

Sincerely,

TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosure (20)

OFFICE OF THE GOVERNOR
CENTRAL FILES
J. Dela Rosa
RECEIVED BY
TIME *2:43 pm* DATE *5/12/14*

FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

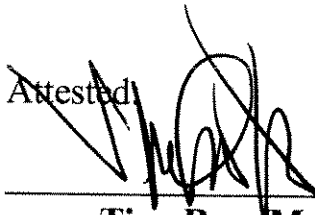
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 34-32 (COR)**, "AN ACT TO ADD NEW §§ 7178 AND 7179 TO CHAPTER 7 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO VEHICLE REGISTRATIONS," was on the 9th day of May, 2014, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

Attested



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 12th day of May, 2014, at 2:43 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN
2013 (FIRST) Regular Session

Bill No. 34-32 (COR)

As amended by the Committee on Aviation,
Ground Transportation, Regulatory Concerns,
and Future Generations; and further amended
on the Floor.

Introduced by:

V. Anthony Ada
R. J. Respicio
Vicente (ben) C. Pangelinan
Michael F. Q. San Nicolas
T. C. Ada
FRANK B. AGUON, JR.
B. J.F. Cruz
Chris M. Dueñas
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Brant T. McCreadie
Tommy Morrison
T. R. Muña Barnes
Dennis G. Rodriguez, Jr.
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

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3 Annotated, to read as follows:

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5 Director of the Department of Revenue and Taxation *shall*, unless there

1 exists legitimate reason not to, by contract, authorize any motor vehicles,
2 motorcycles or commercial vehicles dealer licensed to do business on Guam
3 to issue registration certificates and temporary license plates for vehicles
4 sold by said dealer.

5 (a) The Director may require each dealer it authorizes to
6 issue registration certificates, and temporary license
7 plates/decalcomania to:

8 (1) undergo training for staff and management
9 involved in the registration process;

10 (2) provide a secure facility for data processing
11 equipment and license plates;

12 (3) post a fidelity bond to indemnify the dealer against
13 criminal acts that may be committed by an employee in an
14 amount *not to exceed* One Thousand Dollars (\$1,000) per
15 employee involved in the registration process;

16 (4) pay all or a portion of reasonable data
17 communications costs between the dealership office and the
18 Department of Revenue and Taxation; and

19 (5) require any other conditions necessary for an
20 efficient and secure registration process.

21 (b) All registration and licensing fees *shall* be retained by the
22 government of Guam in a manner prescribed by public law.

23 (c) Any person who attempts to use data processing
24 equipment, license plates and decalcomania in a manner inconsistent
25 with this Section commits a misdemeanor for the first offense, and a
26 third degree felony for subsequent offenses. These penalties are in
27 addition to other penalties prescribed by public law.

1 (d) The Director of Revenue and Taxation may revoke a
2 dealer's authorization prior to the expiration of the contract for cause,
3 or the dealer may voluntarily surrender its authorization.

4 (e) The Department *shall* promulgate rules and regulations
5 pursuant to the provisions of Chapter 9 of Title 5, Guam Code
6 Annotated (Administrative Adjudication Law) for the administration
7 of the provisions of this Section."

8 **Section 2.** A new § 7179 is *added* to Chapter 7 of Title 16, Guam Code
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15 the dealer or distributor is licensed to do business on Guam.

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17 license plate for a fee of *not more than* Ten Dollars (\$10) for each
18 plate to a purchaser of an unregistered motor vehicle or motorcycle.

19 (c) A dealer or distributor who issues a temporary
20 registration license plate *shall* mark or stamp thereon with indelible
21 ink in letters at least three-fourths ($\frac{3}{4}$) of an inch high the following
22 information:

- 23 (1) the words "Guam Temporary Registration";
- 24 (2) the dealer's or distributor's name;
- 25 (3) the date of issuance;
- 26 (4) the date of expiration; and

1 (5) the year, make, model, and vehicle identification
2 number (VIN), of the motor vehicle, motorcycle or
3 commercial vehicle.

4 The dealer or distributor *shall* immediately transmit this information
5 to the Department.

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7 registration license plate *shall* maintain at such place of business a
8 record of the following information:

9 (1) all temporary registration license plates issued by
10 such dealer;

11 (2) the date of receipt and issuance;

12 (3) the name of the purchaser to whom the temporary
13 registration license plate was issued;

14 (4) the year, make, model, and vehicle identification
15 number (VIN) of the motor vehicle, motorcycle or
16 commercial vehicle; and

17 (5) such other information as the Department may
18 require. Each record *shall* be kept for a period of *at least*
19 three (3) years from the date of entry, and *shall* be
20 available for inspection by representatives of the
21 Department during regular business hours.

22 (e) A temporary registration license plate issued to an owner
23 or purchaser of a vehicle in accordance with this Section *shall* be valid
24 for a period of sixty (60) days from the date of issuance, or until the
25 issuance of a permanent registration license plate, or until the
26 cancellation or rescission of the contract of purchaser, whichever

1 occurs first. Upon the expiration of a temporary registration license
2 plate, the holder thereof *shall* immediately surrender the same.

3 (f) The Director of the Department *shall* have the specific
4 power, after hearing, to suspend the right to issue temporary
5 registration license plates of any dealer or distributor who fails to
6 comply with the requirements of this Section, or any other applicable
7 rules or regulations.

8 (g) The Department *shall* be responsible for the design of the
9 temporary license plates and registration certificates.

10 (h) The Department *shall* promulgate rules and regulations
11 pursuant to the provisions of Chapter 9 of Title 5, Guam Code
12 Annotated (Administrative Adjudication Law) for the administration
13 of the provisions of this Section and costs related to postage, handling
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16 holder.”

LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2014 (SECOND) Regular Session

Voting Sheet

Bill No. 34-32 (COR)

Speaker Antonio R. Unipingco Legislative Session Hall

As amended by the Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations and further amended on the Floor.

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				

TOTAL

15

Yea

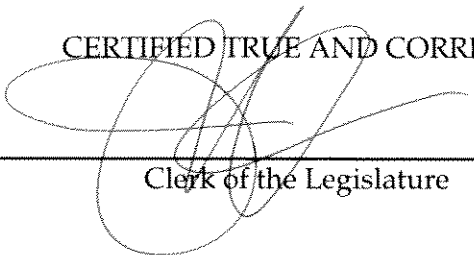
Nay

Not Voting/
Abstained

Out During
Roll Call

Absent

CERTIFIED TRUE AND CORRECT:



 Clerk of the Legislature

I = Pass

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN
2013 (FIRST) Regular Session

Bill No. 34-32 (COR)

As amended by the Committee on Aviation,
Ground Transportation, Regulatory Concerns,
and Future Generations; and further amended
on the Floor.

*

Introduced by:

V. Anthony Ada
R. J. Respicio
Vicente (ben) C. Pangelinan
Michael F. O. San Nicolas

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10 communications costs between the dealership office and the
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22 dealer's authorization prior to the expiration of the contract for cause,
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15 information:

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- 18 (3) the date of issuance;
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22 commercial vehicle.

23 The dealer or distributor *shall* immediately transmit this information
24 to the Department.

25 (d) Every dealer or distributor who issues a temporary
26 registration license plate *shall* maintain at such place of business a
27 record of the following information:

- 1 (1) all temporary registration license plates issued by
- 2 such dealer;
- 3 (2) the date of receipt and issuance;
- 4 (3) the name of the purchaser to whom the temporary
- 5 registration license plate was issued;
- 6 (4) the year, make, model, and vehicle identification
- 7 number (VIN) of the motor vehicle, motorcycle or
- 8 commercial vehicle; and
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- 11 three (3) years from the date of entry, and *shall* be
- 12 available for inspection by representatives of the
- 13 Department during regular business hours.

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15 or purchaser of a vehicle in accordance with this Section *shall* be valid
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17 issuance of a permanent registration license plate, or until the
18 cancellation or rescission of the contract of purchaser, whichever
19 occurs first. Upon the expiration of a temporary registration license
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22 power, after hearing, to suspend the right to issue temporary
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