


MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

Bill No. 362 (LS)

Introduced by:

J. M.S. Brown 

AN ACT TO REPEAL AND RE-ENACT SECTION
34117 OF ARTICLE 1, OF CHAPTER 34, OF TITLE
10, GUAM CODE ANNOTATED, AND SECTION
34209 OF ARTICLE 2, OF CHAPTER 34, OF TITLE
10, GUAM CODE ANNOTATED, RELATIVE TO
THE AUTHORITY OF THE DIRECTOR OF THE
GUAM DEPARTMENT OF AGRICULTURE TO
IMPOUND AND DISPOSE OF ANIMALS, AND
TO IMPOSE COSTS THEREFORE.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Section 34117 of Article 1, of Chapter 34, of Title 10, is hereby
3 repealed and reenacted to read:

4
5 (a) The Director ~~Any pet may be impounded~~ impound and held
6 hold at the facility, and pet that is ~~when it is~~ the subject of a
7 violation of this Article, ~~The Director may impound~~ any pet
8 which requires protective custody and care because of
9 mistreatment or neglect by its owner, or ~~when otherwise~~
10 ~~ordered impounded by a court~~ a pet which the Superior Court
11 orders him to impound.
12

- 1 (b) The Director may authorize the destruction of the pet as
2 provided in this Article, or may return the pet to its owner, or
3 may order the pet given up for adoption, as the Director
4 determines is in the best interests of the pet and the public.
5 The owners of any pets returned to them shall be assessed a
6 per diem fee for the animal's care based on operating costs.
7

8 **Section 2. Section 34209 of Article 2, of Chapter 34, of Title 10, is hereby**
9 **repealed and reenacted to read:**

- 10
11 (a) Any officer may issue a citation of violation as provided in
12 Title 8 Guam Code Annotated §§ 25.10 through 25.50.
13
14 (b) ~~The Director may declare an animal to be a public nuisance.~~
15 ~~Any animal found by the Director to be a public nuisance shall~~
16 ~~be impounded and may be ordered confined or destroyed.~~
17 impound any pet or wild animal which is the subject of a
18 violation of this Article, ~~The Director may impound~~ any pet or
19 wild animal which requires protective custody and care
20 because of mistreatment or neglect by its owner, or ~~when~~
21 ~~otherwise ordered impounded by a court.~~ a pet which the
22 Superior Court orders him to impound.
23
24 (c) The Director may authorize its destruction, or may return the
25 pet or wild animal to its owner or may order the pet or wild
26 animal given up for adoption, or make any other disposition
27 as the Director determines is required by this Article, and by
28 the best interests of the pet or wild animal and the public. The
29 Director may assess a per diem fee to anyone receiving the pet
30 or animal, to be on the basis of costs.