

MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
TWENTY-NINTH GUAM LEGISLATURE
2007 (FIRST) Regular Session

Bill No. 100 (LS)

Introduced by:

A. B. Palacios, Sr. 

2007 APR 21 PM 2:04

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AN ACT TO ADJUST THE "VEHICLE SAFETY
INSPECTION" FEE BY AMENDING §3602 OF
ARTICLE 6, TITLE 16, GUAM CODE
ANNOTATED.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Findings and intent.** *I Liheslaturan Guåhan* finds that many
2 of the fees now being charged by the government of Guam for services
3 provided to the people were established more than two decades ago. While
4 these fees remained unchanged over the years, the costs associated with
5 providing the services have increased tremendously. The increase in costs
6 may be attributed to the normal cost-of-living adjustments through the years.
7 Moreover, there were adjustments and improvements made in the way these
8 services are provided, which contributed to the rise in the costs of providing
9 the services. One of these services is the "safety vehicle inspection" service.

1 The fee for this service was last adjusted in July 1986 from Five Dollars (\$5.00)
2 to Seven Dollars (\$7.00).

3 *I Liheslaturan Guåhan* finds that it is appropriate at this time to adjust the
4 costs associated with providing the vehicle safety inspection services, so as to
5 effect a higher recovery of the costs expended in providing the service, which
6 would be more reflective of the actual costs for the service.

7 It is therefore the intent of *I Liheslaturan Guåhan* to amend §3602 of
8 Article 6, Title 16, Guam Code Annotated, to enable the government of Guam
9 to recover the costs associated with providing the services, by amending
10 §3602 of Article 6, Title 16, Guam Code Annotated.

11 **Section 2.** §3602 of Article 6, Title 16, Guam Code Annotated, is hereby
12 amended to read as follows:

13 **“§3602. Regulations: Fee.**

14 (a) The Director of Revenue and Taxation is hereby authorized to
15 make necessary rules and regulations, subject to the approval of the
16 Governor, for the administration and enforcement of inspections
17 required under §3601, including designation of the period or periods of
18 time within which said inspections shall be made and for the issuance
19 and use of decalomania or other identification to be attached to
20 vehicles with reference to inspection status.

21 (b) The fee to be charged for each such inspection shall be
22 ~~established and determined by the Director of the Department of~~
23 ~~Revenue and Taxation. The Director shall also conduct a public hearing~~

1 ~~to solicit input and information which shall be incorporated in~~
2 ~~determining such a fee.] Fifteen Dollars (\$15.00), inclusive of the~~
3 ~~decalcomania fee of Three Dollars (\$3.00). Re-inspection per §3601(c)~~
4 ~~shall be charged a fee of Two Dollars (\$2.00).~~ Commercial and Armed
5 Forces of the United States vehicle safety inspection stations shall retain
6 all fees collected as payment for inspection services rendered, however,
7 such stations shall be required to purchase official inspection
8 decalcomania from the Department of Revenue and Taxation. All fees
9 received by the Department of Revenue and Taxation shall be deposited
10 in the General Fund of the Treasury of Guam.”

11 **Section 3. Public notification prior to effective date.** The Department
12 of Revenue and Taxation shall provide proper and timely public notification
13 to the inspection stations authorized under §3603 to perform inspection
14 services, and to the community at-large on the new adjusted fees. Public
15 notification shall be administered no later than forty-five (45) days from the
16 enactment of this Act.

17 **Section 4. Effective date.** The new adjusted fee shall be effective no
18 later than sixty (60) days from the enactment of this Act.

19 **Section 5. Severability clause.** If any of the provisions of this Act or the
20 application thereof to any person or circumstance is held invalid, such
21 invalidity shall not affect any other provision or application of this Act which
22 can be given effect without the invalid provision or application, and to this
23 end the provisions of this Act are severable.