

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 309-31 (LS)

Introduced by:

2011 SEP 19 PM 4:55
[Handwritten Signature]
T.C. Ada
R.J. Respicio
A.B. Palacios, Sr. *[Handwritten Signature]*

AN ACT TO AMEND §3102.1, §7160(e), §7161(f) OF TITLE 16, GUAM CODE ANNOTATED, TO AMEND §51506(d) OF TITLE 10, GUAM CODE ANNOTATED, AND TO AMEND §4104(b) OF TITLE 4, GUAM CODE ANNOTATED RELATIVE TO THE CONTINUING APPLICATION OF BENEFITS TO GUAM'S VETERANS.

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

2 **Section 1. Legislative findings and intent.** *I Liheslaturan Guåhan*
3 finds that further clarification is needed in order for Veterans to receive
4 benefits connected with military service. Current statutes provide Veterans
5 with benefits pertaining to the waiver of fees for a driver's license (P.L. 28-
6 79), the waiver of fees for registration of a motor vehicle (which includes the
7 annual License and Registration fee, Street Light Fund fee, and Recycling
8 fee) for those rated 100% Disabled or Individually Unemployable (P.L. 30-
9 144), and preference points for employment (P.L. 16-23).

10 *I Liheslaturan Guåhan* further finds that the current statutes must be
11 amended to clarify that the benefits provided by law are applicable upon

1 initial application and for subsequent renewals as in the case of a driver’s
2 license and vehicle registration, and the addition of 5-point Preference Point
3 for every job application submitted by a Veteran for Government of Guam
4 positions.

5 **Section 2.** § 3102.1. of Chapter 3 of Title 16, Guam Code Annotated,
6 is hereby *amended* to read:

7 “The fee for an operator’s or chauffeur’s license is waived upon initial
8 issuance and subsequent renewal of a license for veterans of the United
9 States Armed Forces. Veterans include persons who served in the Guam
10 Combat Patrol, the United States Navy Insular Forces, Guam Militia or
11 Civilian Scouts, Philippines Scouts and the United States Armed Service.”

12 **Section 3.** § 7160(e) of Chapter 7 of Title 16, Guam Code Annotated,
13 is hereby *amended* to read:

14 “(e) The annual license and registration fee in §7160 (a) *shall* be
15 waived upon initial issuance and subsequent renewal of vehicle license and
16 registration for any veteran determined by the U.S. Department of Veterans
17 Affairs (USDVA) to be 100% Disabled or Individually Unemployable due
18 to military service connected injuries. The fee *shall* be waived for one (1)
19 non-commercial passenger vehicle, which includes small sedans, coupes,
20 and 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 Motor Vehicle
26 Registration Assessment.”

1 **Section 4.** § 7161(f) of Chapter 7 of Title 16, Guam Code Annotated,
2 is hereby *amended* to read:

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

15 **Section 5.** § 51506(d) of Chapter 51 of Title 10, Guam Code
16 Annotated is hereby *amended* to read:

17 “(d) The Recycling fee in Subsection (a) *shall* be waived upon initial
18 issuance and subsequent renewal of vehicle license and registration for any
19 veteran determined by the U.S. Department of Veterans Affairs (USDVA) to
20 be 100% Disabled or Individually Unemployable due to military service
21 connected injuries. The fee *shall* be waived for one (1) non-commercial
22 passenger vehicle, which include small sedans, coupes, and station wagons
23 manufactured primarily for the purpose of carrying passengers and including
24 those passenger cars pulling other light trailers, registered to the veteran, or
25 legal guardian applying for benefits under this Section. A copy of the
26 Decision Letter issued by the USDVA, which certifies the disability rating,

1 must be furnished to the Department of Revenue and Taxation in order to
2 waive the annual Recycling Fee.”

3 **Section 6.** § 4104(b) of Chapter 4 of Title 4, Guam Code Annotated,
4 is hereby *amended* to read:

5 “(b) The points added to an applicant’s passing score shall be added
6 upon if the applicant receives a minimum passing score or higher ~~and~~ upon
7 initial and subsequent applications for employment ~~only~~.”

8 **Section 7. Effective Date.** This Act shall be effective upon date of
9 enactment.

10 **Section 8. Severability.** *If* any provision of this Law or its
11 application to any person or circumstance is found to be invalid or contrary
12 to law, such invalidity *shall* not affect other provisions or applications of this
13 Law which can be given effect without the invalid provisions or application,
14 and to this end the provisions of this Law are severable.