

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

Bill No. 154-32(COR)

Introduced By:

T.R. MUÑA BARNES
B.T. MCCREADIE

AN ACT TO ADD NEW §7103(g) OF CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO EXEMPTING FROM VEHICLE REGISTRATION REQUIREMENTS CERTAIN MOTORIZED UTILITY VEHICLES OPERATED BY GUAM MAYORS IN ACCORDANCE WITH, AND IN FURTHERANCE OF, THEIR STATUTORILY PRESCRIBED DUTY TO OVERSEE, COORDINATE AND OTHERWISE UNDERTAKE THE BEAUTIFICATION AND MAINTENANCE OF THEIR VILLAGES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that pursuant to §§40112-40113 of Division 4, Chapter 40, Title 5, Guam Code
4 Annotated, Guam Mayors are responsible for general minor repair and
5 maintenance work including but not limited to cleaning, painting, plumbing,
6 planting, collecting and transporting trash and debris, and other similar tasks
7 incident to the general upkeep, beautification and maintenance of their respective
8 villages.

9 *I Liheslaturan Guåhan* further finds that in performing these duties, the
10 Mayors and/or their respective staff regularly operate certain motorized utility
11 vehicles such as multifunctional utility/logistics and equipment vehicles (“mules”),
12 gator recreational utility vehicles (“gators”), and riding mowers.

1 *I Liheslaturan Guåhan* further finds that while the Mayors’ operation of
2 these vehicles is primarily limited to the shoulders of public roadways, *I*
3 *Liheslatura* recognizes that said operation involves moving onto the travelled
4 portion of public roadways on certain occasions such as where passage on the
5 shoulder of a road is impossible or otherwise unsafe. Therefore, *I Liheslaturan*
6 *Guåhan* deems it in the public interest that the village Mayors be able to operate
7 these vehicles upon public roadways under certain circumstances, and, toward this
8 end, that said vehicles, when operated as prescribed by this Act, be exempted from
9 the requirements of Guam’s vehicle registration law.

10 **Section 2.** Section 7103 of Chapter 7, Title 16, Guam Code Annotated, is
11 hereby *amended* by *adding* new subsection (g) to exempt from vehicle registration
12 requirements certain motorized utility vehicles operated by village Mayors under
13 certain conditions:

14 “(g) Operating a “motorized utility vehicle” in accordance with, and in
15 furtherance of, legitimate Mayoral duties. Mayors, Vice-Mayors, and/or
16 their respective staff may operate unregistered motorized utility vehicles
17 such as mules, gators, golf carts, and riding mowers on public roadways
18 where (1) passage on the shoulder of a roadway is impossible or otherwise
19 unsafe, and (2) the operator of said vehicle is engaged in the performance of
20 Mayoral duties prescribed by 5 GCA §40101 *et seq.*, and is otherwise acting
21 in accordance with Guam law. For purposes of this section, a “motorized
22 utility vehicle” is any motorized vehicle primarily manufactured for off-
23 roadway use, which is sixty-three inches (63”) or less in width, has an
24 unladen dry weight of one thousand eight hundred fifty pounds (1,850 lbs) or
25 less, and travels on less than six (6) wheels.

26 **Section 3. Effective Date.** This provisions contained herein shall take
27 effect immediately upon enactment of this Act.