



FILE COPY

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN

THIRTY-THIRD GUAM LEGISLATURE

155 Hesler Place, Hagåtña, Guam 96910

October 28, 2015

The Honorable Edward J.B. Calvo
I Maga'låhen Guåhan
Ufisinan I Maga'låhi
Hagåtña, Guam

Dear *Maga'låhi* Calvo:

Transmitted herewith are Bill Nos. 26-33 (COR), 134-33 (COR), 144-33 (COR), 145-33 (COR), 146-33 (COR), 164-33 (LS), 166-33 (LS), 169-33 (COR), 171-33 (COR), 174-33 (COR) and 176-33 (LS); and Substitute Bill Nos. 29-33 (COR), 76-33 (COR), 91-33 (LS), 137-33 (COR), 152-33 (COR), 175-33 (COR) and 181-33 (COR), which were passed by *I Mina'Trentai Tres Na Liheslaturan Guåhan* on October 27, 2015.

Sincerely,


TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosure (18)

OFFICE OF THE GOVERNOR
CENTRAL FILES


RECEIVED BY
TIME 4:22 DATE 10/28/15

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

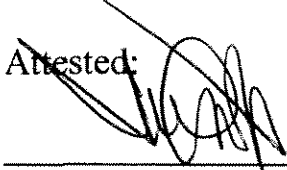
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN*

This is to certify that **Substitute Bill No. 181-33 (COR), "AN ACT TO AMEND § 3102.1 OF ARTICLE 1, CHAPTER 3 AND § 7160(e) OF CHAPTER 7, TITLE 16 GUAM CODE ANNOTATED, RELATIVE TO WAIVING MOTOR VEHICLE DRIVER'S LICENSE FEES AND MOTOR VEHICLE LICENSE AND REGISTRATION FEES FOR THE SPOUSES AND LEGAL GUARDIANS OF 100% DISABLED VETERANS, FOR GOLD STAR WIDOWS/WIDOWERS AND PARENTS, AND FOR RECIPIENTS OF MEDALS OF VALOR AND THE PURPLE HEART MEDAL,"** was on the 27th day of October 2015, duly and regularly passed.



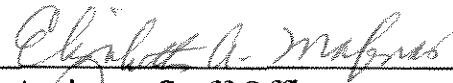
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 28th day of October, 2015, at 4:22 o'clock P.M.



Assistant Staff Officer
Maga'låhi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN
2015 (FIRST) Regular Session

Bill No. 181-33 (COR)

As substituted by the Sponsor;
and amended on the Floor.

Introduced by:

T. C. Ada
FRANK B. AGUON, JR.
V. Anthony Ada
N. B. Underwood, Ph.D.
Mary Camacho Torres
T. R. Muña Barnes
Frank F. Blas, Jr.
B. J.F. Cruz
James V. Espaldon
Brant T. McCreadie
Tommy Morrison
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F.Q. San Nicolas
Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* § 3102.1 OF ARTICLE 1,
CHAPTER 3 AND § 7160(e) OF CHAPTER 7, TITLE 16
GUAM CODE ANNOTATED, RELATIVE TO WAIVING
MOTOR VEHICLE DRIVER'S LICENSE FEES AND
MOTOR VEHICLE LICENSE AND REGISTRATION
FEES FOR THE SPOUSES AND LEGAL GUARDIANS
OF 100% DISABLED VETERANS, FOR GOLD STAR
WIDOWS/WIDOWERS AND PARENTS, AND FOR
RECIPIENTS OF MEDALS OF VALOR AND THE
PURPLE HEART MEDAL.**

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

1 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*

2 appreciates the service and dedication of the members of our armed forces, both
3 past and present. As such, *I Liheslatura* has waived the fees for the issuance of a
4 motor vehicle driver’s license, to include all classes and endorsements, for all
5 active duty members, reservists, and veterans. The vehicle registration fees have
6 been similarly waived for veterans who have been rated by the U.S. Veterans
7 Administration as 100% Disabled or Individually Unemployable (100% DAV).

8 *I Liheslatura* has previously recognized that for veterans certified as 100%
9 DAV, the same benefits should be extended to their spouses or legal guardians in
10 the event that the veteran’s disability prevents them from taking advantage of their
11 fee waiver benefits. In many cases, these spouses or legal guardians are the
12 caregivers for these 100% DAVs. This benefit has been extended through the
13 enactment of P.L. 31-240 on December 6, 2012, and was codified in Article 1B of
14 Chapter 4 (Personnel Policy and Civil Service Commission), Title 4, Guam Code
15 Annotated. This authorization is now to be made a part of § 3102.1 of Article 1,
16 Chapter 3 and § 7160(e) of Chapter 7 (Vehicle License and Registration), Title 16,
17 Guam Code Annotated, for clarity.

18 *I Liheslatura* also finds that the same benefits should be extended to the
19 surviving spouse and parents who qualify as Gold Star widows/widowers and Gold
20 Star parents of the soldier who was mortally wounded in combat as a result of
21 hostile enemy action.

22 Finally, *I Liheslatura* has determined that veterans who have been awarded
23 one (or more) of the nation’s top military awards, i.e., the Medal of Honor, the
24 Distinguished Service Cross (U.S. Army), the Navy Cross (U.S. Navy and Marine
25 Corps), the Coast Guard Cross (U.S. Coast Guard), the Silver Star, and the Bronze
26 Star with “V” Device, for personal acts of valor while engaging with enemy forces
27 during combat, deserve special recognition for their valiant actions on the

1 battlefield. Similar recognition is due to recipients of the Purple Heart Medal for
2 wounds received during battle.

3 **Section 2.** § 3102.1 of Article 1, Chapter 3, Title 16, Guam Code
4 Annotated, is *amended* to read as follows:

5 **“§ 3102.1. Waiver of Motor Vehicle Driver’s License Fees for**
6 **Veterans and Extended Beneficiaries.**

7 (a) The fee for the issuance of a motor vehicle driver’s
8 license, to include all classes and endorsements, is waived for:

9 (1) Veterans of the United States Armed Forces, as
10 defined in § 7120.2(b) of Chapter 7 of this Title, to include
11 persons who are serving or have served on active duty, reserve
12 component members, and retirees of the United States Armed
13 Forces; and

14 (2) the spouse, legal guardian, or surviving spouse, as
15 defined in § 67101 of Chapter 67, Title 10, Guam Code
16 Annotated, and as authorized by § 4B101 of Article 1B of
17 Chapter 4, Title 4, Guam Code Annotated, and to Gold Star
18 parents who are eligible pursuant to § 7120.3(b) of Chapter 7 of
19 this Title.

20 (b) Any person listed above and whose character of military
21 service was honorable as verified by the applicant’s Report of
22 Transfer or Discharge (DD Form 214), Military Identification Card
23 DD Form 2, DD Form 1173, DD Form 2765, or Common Access
24 Card (CAC), or other accepted forms used to verify eligibility status
25 and certified by the government of Guam Office of Veterans Affairs
26 (OVA) may apply to the License Division of the Department of
27 Revenue and Taxation for a Driver’s License. Certification by the

1 OVA will be based only upon records they have available. When
2 requested by the OVA, the Department of Revenue and Taxation *shall*
3 provide a listing of persons granted fee waivers pursuant to this
4 Section.

5 (c) Eligibility Period. The eligibility period for a spouse,
6 surviving spouse, and legal guardian *shall* be consistent as applicable
7 with §§ 4B103, 4B104, or 4B105 of Article 1B of Chapter 4, Title 4
8 Guam Code Annotated. The eligibility period for Gold Star parents
9 *shall* be the same as the eligibility period for a surviving spouse.”

10 **Section 3.** § 7160(e) of Chapter 7, Title 16, Guam Code Annotated, is
11 *amended* to read as follows:

12 “(e) The annual license and registration fee in § 7160(a) *shall* be
13 waived upon the initial issuance and the subsequent renewal of the vehicle
14 license and registration for:

15 (1) any Veteran determined by the U.S. Department of
16 Veterans Affairs (USDVA) to be 100% Disabled or Individually
17 Unemployable due to military service connected injuries; and

18 (2) the spouse, legal guardian, or surviving spouse, as
19 defined in § 67101 of Chapter 67, Title 10, Guam Code Annotated,
20 and as authorized by § 4B101 of Article 1B of Chapter 4, Title 4,
21 Guam Code Annotated, and to Gold Star parents who are eligible
22 pursuant to § 7120.3(b) of this Chapter.

23 (A) Eligible persons in Subsections (1) or (2) *shall*
24 verify their status with a military identification card, to include
25 the DD Form 2, DD Form 1173, DD Form 2765, or other
26 accepted forms used to verify eligibility status and certified by
27 the government of Guam Office of Veterans Affairs (OVA).

1 (B) The eligibility period for persons in Subsection (2)
2 *shall* be consistent with §§ 4B103, 4B104, or 4B105 of Article
3 1B of Chapter 4, Title 4, Guam Code Annotated, and the
4 eligibility period for Gold Star parents *shall* be the same as the
5 eligibility period for a surviving spouse.

6 (3) The recipients of at least one of the following military
7 awards: the Medal of Honor, the Distinguished Service Cross (U.S.
8 Army), the Navy Cross (U.S. Navy and Marine Corps), the Coast
9 Guard Cross (U.S. Coast Guard), the Silver Star, the Bronze Star with
10 “V” Device, or the Purple Heart Medal.

11 The fee *shall* be waived for one (1) non-commercial passenger
12 vehicle, which includes sedans, coupes, pick-up trucks, motorcycles, and
13 station wagons manufactured primarily for the purpose of carrying
14 passengers, and including those passenger cars pulling other light trailers,
15 registered to the Veteran, or eligible persons applying for benefits under this
16 Section. A document issued by the USDVA or a U.S. military ID card which
17 certifies the disability rating, must be furnished to the Department of
18 Revenue and Taxation in order to waive the annual Motor Vehicle License
19 and Registration Assessment.”

20 **Section 4. Severability.** If any provision of this law or its application to
21 any person or circumstance is found to be invalid or contrary to law, such
22 invalidity *shall not* affect other provisions or applications of this law that can be
23 given effect without the invalid provisions or application, and to this end the
24 provisions of this law are severable.