

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

32-13-173

Office of the Speaker  
Judith T. Won Pat, Ed. D.

Date 3/6/13

Time 3:52 PM

Received by 

March 6, 2013

Honorable Judith T. Won Pat, Ed.D.  
Speaker  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
155 Hesler Street  
Hagåtña, Guam 96910

RE: Bill No. 14-32 – Public Law No. 32-002

Dear Madame Speaker:

Transmitted herewith is Bill No. 14-32, "AN ACT TO AMEND SUBSECTION (c) OF 5123, RELATIVE TO THE MAINTENANCE OF GOVERNMENT VEHICLES; TO ADD A NEW SUBSECTION (e) TO 5123, RELATIVE TO MANDATING THE PURCHASE OR LEASE OF VEHICLES BY THE GOVERNMENT OF GUAM THAT MEET OR EXCEED A MINIMUM AVERAGE COMBINED CITY AND HIGHWAY MILES PER GALLON (MPG) OF TWENTY-FIVE MILES PER GALLON (25 MPG); AND TO ADD A NEW SUBSECTION (f) TO 5123 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, TO ALLOW CERTAIN SPECIALIZED VEHICLES TO BE EXCLUDED FROM THE MILES PER GALLON STANDARD", which I signed into law on March 6, 2013, as Public Law 32-002.

*Senseramente,*

  
EDDIE BAZA CALVO

Attachment: Copy of Bill

2013 MAR - 6 PM 4: 56

0173

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

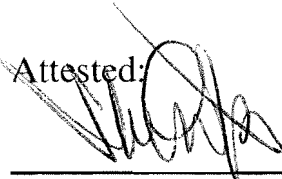
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN**

This is to certify that **Bill No. 14-32 (COR)**, "AN ACT TO AMEND SUBSECTION (c) OF §5123, RELATIVE TO THE MAINTENANCE OF GOVERNMENT VEHICLES; TO ADD A NEW SUBSECTION (e) TO §5123, RELATIVE TO MANDATING THE PURCHASE OR LEASE OF VEHICLES BY THE GOVERNMENT OF GUAM THAT MEET OR EXCEED A MINIMUM AVERAGE COMBINED CITY AND HIGHWAY MILES PER GALLON (MPG) OF TWENTY-FIVE MILES PER GALLON (25 MPG); AND TO ADD A NEW SUBSECTION (f) TO §5123 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, TO ALLOW CERTAIN SPECIALIZED VEHICLES TO BE EXCLUDED FROM THE MILES PER GALLON STANDARD", was on the 22<sup>nd</sup> day of February, 2013, duly and regularly passed.



Judith T. Won Pat, Ed.D.  
Speaker

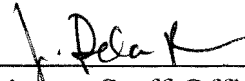
Attested:



Tina Rose Muña Barnes  
Legislative Secretary

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This Act was received by *I Maga'lahaen Guåhan* this 22<sup>nd</sup> day of Feb., 2013,  
at 4:00 o'clock P.M.



Assistant Staff Officer  
*Maga'lahaen's Office*

APPROVED:



EDWARD J.B. CALVO  
*I Maga'lahaen Guåhan*

Date: MARCH 06, 2013

Public Law No. 32-002

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

**Bill No. 14-32 (COR)**

As amended on the Floor.

Introduced by:

Chris M. Dueñas  
V. Anthony Ada  
T. C. Ada  
T. R. M. Barnes  
Frank B. Aguon, Jr.  
B. J.F. Cruz  
M. T. Limtiaco  
Brant T. McCreadie  
Tommy Morrison  
Vicente (ben) C. Pangelinan  
R. J. Respicio  
Dennis G. Rodriguez, Jr.  
M. F.Q. San Nicolas  
Aline A. Yamashita, Ph.D.  
Judith T. Won Pat, Ed.D.

**AN ACT TO AMEND SUBSECTION (c) OF §5123, RELATIVE TO THE MAINTENANCE OF GOVERNMENT VEHICLES; TO ADD A NEW SUBSECTION (e) TO §5123, RELATIVE TO MANDATING THE PURCHASE OR LEASE OF VEHICLES BY THE GOVERNMENT OF GUAM THAT MEET OR EXCEED A MINIMUM AVERAGE COMBINED CITY AND HIGHWAY MILES PER GALLON (MPG) OF TWENTY-FIVE MILES PER GALLON (25 MPG); AND TO ADD A NEW SUBSECTION (f) TO §5123 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, TO ALLOW CERTAIN SPECIALIZED VEHICLES TO BE EXCLUDED FROM THE MILES PER GALLON STANDARD.**

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

2           **Section 1. Legislative Statement.** It is the intent of *I Liheslaturan*  
3 *Guåhan* to mandate that the procurement of vehicles by the government of Guam  
4 includes a requirement of meeting or exceeding a minimum average combined city  
5 and highway miles per gallon standard of twenty-five miles per gallon (25 mpg), as  
6 determined by the United States Department of Energy’s (USDOE) rating of  
7 vehicle fuel economy as contained on its website at [www.fueleconomy.gov](http://www.fueleconomy.gov). It is  
8 also recognized by *I Liheslaturan Guåhan* that there are vehicles required to  
9 perform various governmental functions that are to be excluded from the mandate  
10 established by this Act.

11           **Section 2.** A new Subsection (e) is *added* to §5123 of Chapter 5, Title 5,  
12 Guam Code Annotated to read:

13           “(e) **Minimum Combined Miles Per Gallon Standard.** All  
14 vehicles to be purchased or leased for use by the government of Guam *shall*  
15 meet or exceed a minimum average combined city and highway miles per  
16 gallon of twenty-five miles per gallon (25 mpg), as determined by the United  
17 States Department of Energy’s (USDOE) rating of vehicle fuel economy as  
18 contained on its website at [www.fueleconomy.gov](http://www.fueleconomy.gov). This standard *shall* be  
19 reviewed every 3 years.”

20           **Section 3.** A new Subsection (f) is *added* to §5123 of Chapter 5, Title 5,  
21 Guam Code Annotated, to read:

22           “(f) **Excluded Vehicles.** The Chief Procurement Officer *shall*  
23 prepare and maintain a listing of those vehicles that are excluded from the  
24 minimum average combined city and highway miles per gallon standard.  
25 The types of vehicles that are to be excluded include, but are *not* limited to:  
26 law enforcement vehicles; vehicles whose primary function is to carry cargo;

27 specialized utility vehicles; construction vehicles; and any other vehicle  
28 whose primary function is other than the transportation of five (5)  
29 passengers or fewer. For the purposes of this Section, the Procurement  
30 Officers of the Judiciary of Guam, the Guam Legislature, and any  
31 government of Guam entity *not* subject to the Chief Procurement Officer’s  
32 procurement review, *shall* prepare and maintain a listing of those vehicles  
33 that are excluded from the minimum average combined city and highway  
34 miles per gallon standard as defined herein.”

35 **Section 4.** Subsection (c) of §5123 of Chapter 5, Title 5, Guam  
36 Code Annotated, is *amended* to read:

37 “(c) The Chief Procurement Officer *shall* include preventative  
38 maintenance services for a period of *no less than* 3 years when procuring the  
39 vehicle fleet. He shall also determine, by requesting for proposals, whether it  
40 would be less costly to contract for fleet maintenance with private  
41 businesses; and if less costly, using either separate contracts for purchase  
42 and maintenance or a combined contract for purchase and maintenance from  
43 one source, he shall so contract for the maintenance of the fleet for a  
44 minimum of 3 years from the date of purchase of the vehicle. In any  
45 maintenance contract, there *shall* be inserted provisions requiring that the  
46 maintenance be performed within a certain period of time or liquidated  
47 damages assessed against the contractor.”