



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

MAY 10 2013

32-13-390

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

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 5/10/13
Time 4:25 PM
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 57-32 (COR) "AN ACT TO AMEND §53108, AND TO ADD A NEW §53110 OF CHAPTER 53 OF TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §3606(b), AND TO ADD A NEW §3606(e) OF ARTICLE 6, CHAPTER 3 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO THE ENCROACHMENT OF PUBLIC ROADWAYS AND PUBLIC RIGHTS-OF-WAY, AND TO THE REMOVAL OF ABANDONED VEHICLES" which I signed into law on May 10, 2013 as Public Law 32-028.

Senseramente,

EDDIE BAZA CALVO

Attachment: copy of Bill

2013 MAY 13 AM 8:09

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

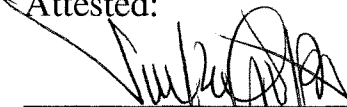
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Substitute Bill No. 57-32 (COR)**, "AN ACT TO AMEND §53108, AND TO ADD A NEW §53110 OF CHAPTER 53 OF TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §3606(b), AND TO ADD A NEW §3606(e) OF ARTICLE 6, CHAPTER 3 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO THE ENCROACHMENT OF PUBLIC ROADWAYS AND PUBLIC RIGHTS-OF-WAY, AND TO THE REMOVAL OF ABANDONED VEHICLES", was on the 30th day of April, 2013, duly and regularly passed.



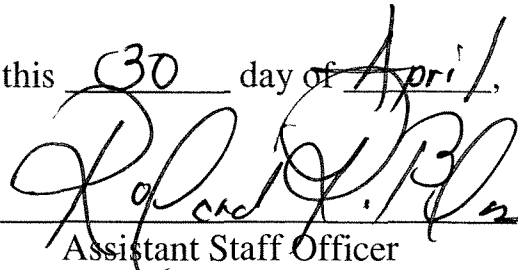
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 30 day of April, 2013, at 2:00 o'clock P.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: MAY 10 2013

Public Law No. 32-028

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

Bill No. 57-32 (COR)

As further substituted by the Author
on the Floor.

Introduced by:

Judith T. Won Pat, Ed.D.

T. C. Ada

R. J. Respicio

V. Anthony Ada

Frank B. Aguon, Jr.

B. J.F. Cruz

Chris M. Dueñas

Michael T. Lintiaco

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

Vicente (ben) C. Pangelinan

Dennis G. Rodriguez, Jr.

Michael F. Q. San Nicolas

Aline A. Yamashita, Ph.D.

**AN ACT TO AMEND §53108, AND TO ADD A NEW
§53110 OF CHAPTER 53 OF TITLE 5, GUAM
CODE ANNOTATED; AND TO AMEND §3606(b),
AND TO ADD A NEW §3606(e) OF ARTICLE 6,
CHAPTER 3 OF TITLE 16, GUAM CODE
ANNOTATED, RELATIVE TO THE
ENCROACHMENT OF PUBLIC ROADWAYS AND
PUBLIC RIGHTS-OF-WAY, AND TO THE
REMOVAL OF ABANDONED VEHICLES.**

1

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1.** §53108 of Chapter 53 of Title 5, Guam Code Annotated, is
2 hereby *amended* to read:

3 **“§ 53108. Removal by the Department.**

4 The Department may remove any encroachment on the failure of the
5 owner to comply with the notice provided for in this Chapter. The owner
6 *shall* be liable for all expenses of such removal and in addition thereto, the
7 sum of Fifty Dollars (\$50.00) for each day such encroachment remains after
8 the expiration of five (5) days from the service of the notice. The fines
9 collected *shall* be deposited in the Public Rights-Of-Way Account of the
10 Territorial Highway Fund.”

11 **Section 2.** A new §53110 is *added* to Chapter 53 of Title 5, Guam Code
12 Annotated, to read:

13 **“§ 53110. Fines Collected from Public Rights-of-Way**
14 **Violations.**

15 All fines generated by this Chapter *shall* be deposited in a special
16 account known as the Public Rights-Of-Way Account of the Territorial
17 Highway Fund, and any interest derived *shall* remain in the Fund. The
18 Director of the Department of Public Works is authorized to use revenues in
19 the Account to purchase equipment and supplies, and to procure the services
20 of licensed surveyors, required by the Department to effectively enforce the
21 public’s compliance with applicable highway care and maintenance laws.”

22 **Section 3.** §3606(b) of Article 6, Chapter 3 of Title 16, Guam Code
23 Annotated, is hereby *amended* to read:

24 “(b) Any peace officer, or employee authorized in writing by the
25 Director of the Department of Public Works, who finds that a vehicle has
26 been parked *for more than* twenty-four (24) hours during the period
27 beginning at 12 o’clock midnight Sunday through 12 o’clock midnight

1 Friday, or *for more than* forty-eight (48) hours from 12 o'clock midnight
2 Friday through 12 o'clock midnight Sunday, *shall* remove or order a
3 licensed garage man to remove the vehicle from the public or private
4 property. Such vehicle *shall* be stored in either a police parking area, a
5 garage, or a licensed public garage."

6 **Section 4.** A new Subsection (e) is hereby *added* to §3606 of Article 6,
7 Chapter 3 of Title 16, Guam Code Annotated, to read:

8 "(e) A violation of this Section *shall* be additionally punished by a
9 fine of One Hundred Dollars (\$100.00), payable to the Public Rights-Of-
10 Way Account of the Territorial Highway Fund. It *shall* be a new violation
11 for each thirty (30) day period the owner fails to lawfully dispose of the
12 vehicle."