



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

#111 REFERRED TO
LEGISLATIVE SECRETARY

RECEIVED BY: LC

Date & Time: 4/25/95 10:20

PRINT NAME: [Signature]

OFFICE OF THE SPEAKER

Date: 4/24/95

Time: 12:23

Received By: [Signature]

Print Name: Sam Hieu

APR 22 1995


The Honorable Don Parkinson
Speaker
Twenty-Third Guam Legislature
424 West O'Brien Drive
Julale Center - Suite 222
Agana, Guam 96910

Dear Speaker Parkinson:

Enclosed please find a copy of Substitute Bill No. 157 (LS), "AN ACT TO ADD A NEW SUBSECTION 1102 (qq) TO CHAPTER 1 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO ACCEPTING OPERATORS' LICENSES FROM THE COMMONWEALTH OF THE NORTHERN MARIANAS ISLANDS FOR DRIVING ON GUAM", which I have signed into law today as **Public Law 23-08**.

I would like to point out that this bill amends the definitions section of the Motor Vehicle Code of Guam, and not the portion of the law that deals directly with the issuance of drivers licenses. The effect of this change is to allow those persons who have valid drivers licenses issued in the Commonwealth of the Northern Mariana Islands, as well as those persons who have valid drivers licenses issued in the Virgin Islands and other unincorporated territories of the United States, to drive on the roadways of Guam for Thirty (30) days. It also allows those persons to operate motorcycles on the Guam roadways.

Very truly yours,

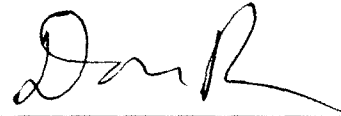

Carl T. C. Gutierrez

Attachment
230371

TWENTY-THIRD GUAM LEGISLATURE
1995 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 157 (LS), "AN ACT TO ADD A NEW SUBSECTION 1102 (qq) TO CHAPTER 1 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO ACCEPTING OPERATORS' LICENSES FROM THE COMMONWEALTH OF THE NORTHERN MARIANAS ISLANDS FOR DRIVING ON GUAM," was on the 7th day of April, 1995, duly and regularly passed.




D. PARKINSON
Speaker

Attested:



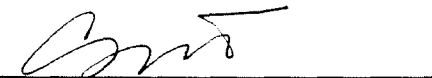
JUDITH WON PAT-BORJA
Senator and Legislative Secretary

This Act was received by the Governor this 17th day of April,
1995, at 11:35 o'clock A.M.



Assistant Staff Officer
Governor's Office

APPROVED:



CARL T. C. GUTIERREZ
Governor of Guam

Date: 4-22-95

Public Law No. 23-08

TWENTY-THIRD GUAM LEGISLATURE
1995 (FIRST) Regular Session

Bill No. 157 (LS)
As substituted by the Author.

Introduced by:

F. P. Camacho
T. S. Nelson
A. C. Blaz
T. C. Ada
J. P. Aguon
E. Barrett-Anderson
J. S. Brown
M. C. Charfauros
H. A. Cristobal
M. Forbes
A. C. Lamorena
C. Leon Guerrero
L. Leon Guerrero
S. L. Orsini
V. C. Pangelinan
D. Parkinson
J. T. San Agustin
A. L. G. Santos
F. E. Santos
A. R. Unpingco
J. Won Pat-Borja

AN ACT TO ADD A NEW SUBSECTION 1102 (qq) TO
CHAPTER 1 OF TITLE 16 OF THE GUAM CODE
ANNOTATED, RELATIVE TO ACCEPTING
OPERATORS' LICENSES FROM THE
COMMONWEALTH OF THE NORTHERN MARIANAS
ISLANDS FOR DRIVING ON GUAM.

- 1 **BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:**
2 **Section 1.** A new 16 GCA §1102 (qq) is added to read:

1 (qq) A territory, Commonwealth, or State of the United States, as
2 the terms are used separately or together in this Title, includes any of
3 the fifty (50) states of the United States, any incorporated or
4 unincorporated territory of the United States, the Commonwealth of
5 the Northern Marianas Islands , and any commonwealth of the United
6 States.

TWENTY-THIRD GUAM LEGISLATURE

1995 (FIRST) Regular Session

Date: 4/7/95

VOTING SHEET

Bill No. 157

Resolution No. _____

Question: _____

NAME	AYE	NO	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	✓			
AGUON, John P.	✓			
BARRETT-ANDERSON, Elizabeth	✓			
BLAZ, Anthony C.	✓			
BROWN, Joanne S.	✓			
CAMACHO, Felix P.	✓			
CHARFAUROS, Mark C	✓			
CRISTOBAL, Hope A.	✓			
FORBES, MARK	✓			
LAMORENA, Alberto C., V	✓			
LEON GUERRERO, Carlotta	✓			
LEON GUERRERO, Lou	✓			
NELSON, Ted S.				✓
ORSINI, Sonny L.	✓			
PANGELINAN, Vicente C	✓			
PARKINSON, Don	✓			
SAN AGUSTIN, Joe T.	✓			
SANTOS, Angel L. G.	✓			
SANTOS, Francis E.	✓			
UNPINGCO, Antonio R.	✓			
WONPAT-BORJA, Judith	✓			

TOTAL 20 _____ 1

PL 28-08

Senator Mark C. Charfauros

Chairman

Committee on Judiciary, Criminal Justice and Environmental Affairs
Twenty-Third Guam Legislature

Tel.: (671) 472-3342/3/5

Fax: (671) 472-3440

April 3, 1995

SPEAKER DON PARKINSON
Twenty-Third Guam Legislature
155 Hesler St.
Agana, Guam 96910

Dear Mr. Speaker:

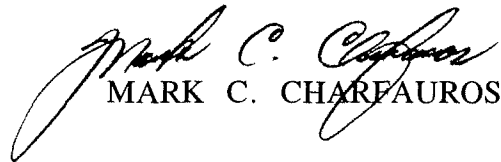
The Committee on Judiciary, Criminal Justice and Environmental Affairs to which was referred **Bill No. 157**, wishes to report back to the Legislature with its recommendation to pass **Bill No. 157** - "AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARIANAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS."

The voting record is as follows:

TO PASS	<u>11</u>
NOT TO PASS	<u>0</u>
ABSTAIN	<u>0</u>
TO PLACE IN INACTIVE FILE	<u>0</u>

Copies of the Committee Report and other pertinent documents are attached.

Your attention to this matter is greatly appreciated.


MARK C. CHARFAUROS

Attachments.

● Senator Mark C. Charfauros ●
Chairman
Committee on Judiciary, Criminal Justice and Environmental Affairs
Twenty-Third Guam Legislature

Tel.: (671) 472-3342/3/5

Fax: (671) 472-3440

March 22, 1995

MEMORANDUM

TO: Members

FROM: Chairman

SUBJECT: Committee Report - **Bill No. 157** - "AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARIANAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS."

Transmitted herewith for your information and action is the Committee on Judiciary, Criminal Justice and Environmental Affairs' Report on the subject Bill.

The narrative report is accompanied by the following:

1. Original Bill 157;
2. Committee Voting Sheet;
3. Testimony and Sign-in Sheet
4. Public Hearing Notice.

Should you have any questions on the narrative report or the accompanying documents, I would be most happy to answer any of them.

Please take the appropriate action on the attached voting sheet and return the documents to my office for transmittal to the other members.


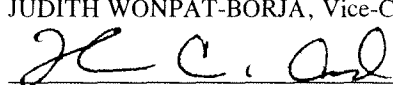
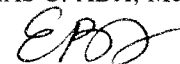
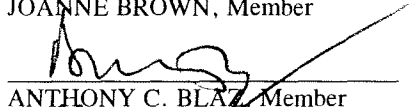
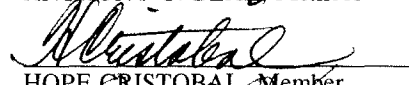
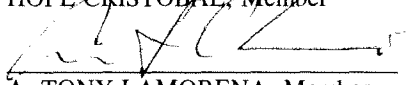





Your attention and cooperation in this matter is greatly appreciated.


MARK C. CHARFAUROS

Attachments.

**COMMITTEE ON JUDICIARY, CRIMINAL JUSTICE AND
ENVIRONMENTAL AFFAIRS
23rd Guam Legislature
VOTING RECORD**

Bill No. 157 - "AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARIANAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS."

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>INACTIVE FILE</u>
 MARK C. CHARFAUROS, Chairman	✓	---	---	---
JUDITH WONPAT-BORJA, Vice-Chairwoman	---	---	---	---
 THOMAS C. ADA, Member	✓	---	---	---
 ELIZABETH BARRETT-ANDERSON, Member	✓	---	---	---
JOANNE BROWN, Member	---	---	---	---
 ANTHONY C. BLAZ, Member	✓	---	---	---
 HOPE CRISTOBAL, Member	✓	---	---	---
 A. TONY LAMORENA, Member	✓	---	---	---
 LOU LEON GUERRERO, Member	✓	---	---	---
 TED S. NELSON, Member	✓	---	---	---
 VICENTE C. PANGELINAN, Member	✓	---	---	---
 ANGEL L.G. SANTOS, Member	✓	---	---	---
 DON PARKINSON, Ex-Officio Member	✓	---	---	---

COMMITTEE ON JUDICIARY, CRIMINAL
JUSTICE AND ENVIRONMENTAL
AFFAIRS

Twenty-Third Guam Legislature

COMMITTEE REPORT

on

Bill No. 157

"AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARIANAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS."

MARCH 22, 1995

I. OVERVIEW

The Committee on Judiciary, Criminal Justice and Environmental Affairs scheduled a public hearing on March 22, 1995 at 2:00 p.m. at the Legislative Public Hearing Room. Public notice was announced on the March 21, 1995 issue of the PDN. Members present were:

Senator Mark C. Charfauros, Chairman
Senator Tom Ada
Senator Ted S. Nelson
Senator Ben Pangelinan
Senator Lou Leon Guerrero
Senator Tony Blaz
Senator Joanne Brown
Senator Tony Lamorena
Senator Elizabeth Barrett-Anderson.

Appearing before the Committee to testify on the bill was:

Mr. Phil Tydingco, Legal Counsel, Guam Police Department; **oral.**

II. SUMMARY OF TESTIMONY

Mr. Phil Tydingco, Legal Counsel for G.P.D., testified in favor of Bill 157. He stated that the Commonwealth of the Northern Marianas Islands was assumed to be included in the Motor Vehicle Code as one of the jurisdictions where driver's licenses would be accepted on Guam. He stated that this bill will rightfully include the CNMI among such jurisdictions.

Mr. Charles Troutman, testified in favor of Bill 157. He stated that the problem was technical, in that the Department of Revenue and Taxation did not recognize CNMI because it was technically not a U.S. territory, but a Commonwealth.

III. FINDING AND RECOMMENDATION

The Committee finds that there appears to be an unintentional exclusion of the CNMI and other U.S. Commonwealths from enjoying the privilege of having its citizen's driver's license honored on Guam. The Committee further finds that this omission unfairly excludes certain U.S. citizens, particularly from the CNMI, from enjoying the driving privileges extended to others.

Accordingly, the Committee on Judiciary, Criminal Justice and Environmental Affairs, to which was referred **Bill No. 157**, does hereby submit its findings and recommendation to the Twenty-Third Guam Legislature **TO DO PASS Bill No. 157** "AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARIANAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS."



COMMITTEE ON RULES

Twenty-Third Guam Legislature
155 Hesler St., Agana, Guam 96910

March 2, 1995

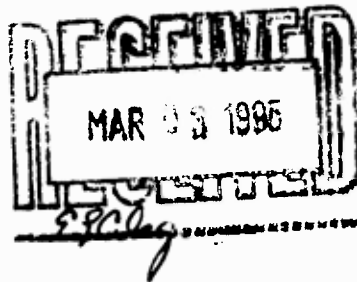
MEMORANDUM

TO: Chairperson, Committee on Judiciary, Criminal Justice
and Environmental Affairs

FROM: Chairman, Committee on Rules

SUBJECT: Referral - Bill No. 157

The above Bill is referred to your Committee as the principal committee. Please note that the referral is subject to ratification by the Committee on Rules at its next meeting. It is recommended you schedule a public hearing at your earliest convenience.



SONNY LUJAN ORSINI

Attachment

TWENTY-THIRD GUAM LEGISLATURE
1995 (FIRST) Regular Session

Bill No. 157
Introduced by:

F.P. Camacho
F. P. Camacho
ACBLAZ

AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARIANAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2

3 Section 1. Legislative Findings. The Legislature finds that the current Motor Vehicle Code of
4 Guam, in detailing the requirements for the issuance of a driver's license to operate a vehicle on
5 Guam's highways, has excluded the Commonwealth of the Northern Marianas and other U.S.
6 commonwealths from enjoying the privilege of having its citizens' driver's licenses honored on Guam.
7 This exclusion is evident in both §3101 (c) and §3101 (n) which states that "a person having in his
8 immediate possession a valid operator's or chauffeur's license issued by any other territory or state
9 of the United States, it is technically excluded from coverage under both § 3101(c) and § 3101(n).

10 It is further the finding of the Legislature that such an omission unfairly excludes certain U.S.
11 citizens, in U.S. commonwealths, from enjoying the driving privileges extended others. The residents
12 of the Commonwealth of the Northern Marianas Islands (CNMI), in particular, abide by similar traffic
13 laws as Guam, yet are unable to receive driving privilege on Guam. The exclusion of the CNMI and
14 other U.S. commonwealths appears to be unintentional as there appears to be no compelling reason
15 for the exclusion.

16 It is finally the finding of the Legislature that by including "United States commonwealths"

1 under the definition of "state or territory of the United States", the omission can be corrected.

2 **Section 2. Amendment.** There is hereby added to §1102 of 16 GCA, Chapter 3, the

3 following:

4 "(qq)'state, territory or commonwealth of the United States',. as used in this Title shall refer to any
5 of the fifty (50) states of the Union, to any territory of the United States, incorporated or
6 unincorporated, and to any commonwealth of the United States.
7

NOTICE OF PUBLIC HEARING

Twenty-Third Guam Legislature
Committee on Judiciary, Criminal Justice and Environmental
Affairs
Senator Mark C. Charfauros
Chairman

AGENDA

- Bill No. 23 - AN ACT TO PROHIBIT THE IMPORTATION BY ANY PERSON OR FIRM OF AMMUNITION COMMONLY KNOWN AS "RHINO-AMMO" OF "BLACK RHINO" BULLETS, AND TO PROVIDE PENALTY FOR VIOLATIONS OF THIS ACT.**
- Bill No. 35 - AN ACT TO REPEAL AND RE-ENACT 4 GCA §6223 RELATIVE TO DIFFERENTIAL PAY FOR EMERGENCY MEDICAL TECHNICIANS.**
- Bill No. 37 - AN ACT TO AMEND §8104 (p) TITLE 4 OF THE GUAM CODE ANNOTATED RELATIVE TO INCLUDING SUPERIOR COURT MARSHALS AS UNIFORMED PERSONNEL.**
- Bill No. 44 - AN ACT TO ASSIGN POLICE OFFICERS TO POLICE TYPE DUTIES PERFORMED BY CLASSIFIED CIVILIAN EMPLOYEES.**
- Bill No. 57 - AN ACT TO ASSIGN FORE DEPARTMENT PERSONNEL TO FIRE-FIGHTING TYPE DUTIES AND TO HAVE ROUTINE CLERICAL DUTIES PERFORMED BY CLASSIFIED CIVILIAN EMPLOYEES.**
- Bill No. 75 - AN ACT TO AMEND SECTION 83.90 OF 9 GUAM CODE ANNOTATED.**
- Bill No. 76 - AN ACT TO ADD ARTICLE 3 TO CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, REQUIRING SAFE PETROLEUM WASTE DISPOSAL.**
- Bill No. 82 - AN ACT TO ADD A NEW SUBSECTION 725 TO TITLE 1, GUAM CODE ANNOTATED, REQUIRING ALL GUAM CODES TO CONTAIN A COMPLETE INDEX AND TABLE OF CONTENTS AND TO PROVIDE THAT AN ACT SHALL NOT BE CONSIDERED CODIFIED UNTIL AN INDEX AND TABLE OF CONTENTS ARE PROVIDED.**
- Bill No. 95 - AN ACT TO PROVIDE PROTECTION FOR ANY GOVERNMENT EMPLOYEE WHO WISHES TO COMMUNICATE WITH ANY ELECTED OR APPOINTED OFFICIAL WITHIN THE GOVERNMENT INCLUDING AUTONOMOUS AGENCIES AND INSTRUMENTALITY'S AND LAW ENFORCEMENT OFFICIALS ABOUT POSSIBLE VIOLATIONS OF LAW, RULE, OR REGULATIONS OF THE RESPECTIVE AGENCIES; AND PROTECTION OF PRIVILEGED DOCUMENTS, BY ADDING NEW SECTIONS 3114 AND 3116 TO CHAPTER 3 OF TITLE 2 GUAM CODE ANNOTATED.**
- Bill No. 98 - AN ACT TO AMEND SUBSECTION (b) SECTION 34.60, TO REPEAL AND REENACT SUBSECTION (c) OF SECTION 34.60, TO ADD A NEW SUBSECTION (d) OF SECTION 34.60, TO ADD A NEW SECTION 34.65, AND TO REPEAL AND REENACT SECTION 34.70 ALL OF TITLE 9, GUAM CODE ANNOTATED, TO PROVIDE A MINIMUM PENALTY FOR PERSONS FOUND GUILTY OF DAMAGING, DESTROYING, REMOVING, OR DEFACING PUBLIC OR PRIVATE PROPERTY, TO MAKE IT UNLAWFUL TO SELL SPRAY PAINT OR ANY OTHER SPRAY PAINTING DEVICES TO MINORS, as amended by the author.**
- Bill No. 117 - AN ACT TO REPEAL AND REENACT SECTION 26103 OF THE VEHICLE CODE OF GUAM, REQUIRING ALL DRIVERS AND PASSENGERS OF EVERY VEHICLE ON GUAM TO WEAR APPROVED SEAT BELTS AND ADD A NEW SECTION 26105 (D) TO PROVIDE PENALTIES FOR VIOLATIONS.**
- Bill No. 123 - AN ACT TO AMEND 16 GCA §§3401, 16 GCA §7120 and 5 GCA §50111, TO ADD 16 GCA §7120.1, AND TO REPEAL 17 GCA §41110, RELATIVE TO PARKING FOR PERSONS WITH DISABILITIES.**
- Bill No. 157 - AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARINAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS.**

Date: Wednesday, March 22, 1995

Time: 2:00 p.m.

Place: Public Hearing Room, Guam Legislature
155 Hesler Street, Agana

THE PUBLIC IS INVITED TO ATTEND AND PARTICIPATE

**Capture your share of Guam's dynamic
growth market. Advertise in the**

Pacific Daily News

Introduced

MAR 13 1995

**TWENTY-THIRD GUAM LEGISLATURE
1995 (FIRST) Regular Session**

Bill No. 157(LS)
Introduced by:

F.P. Camacho 

AN ACT TO ADD A NEW SECTION 1102 (qq) TO CHAPTER 1, OF TITLE 16 OF THE GUAM CODE ANNOTATED OF THE MOTOR VEHICLE CODE OF GUAM TO INCLUDE THE COMMONWEALTH OF THE NORTHERN MARIANAS IN THE ACCEPTANCE OF DRIVER'S LICENSES FROM OTHER JURISDICTIONS.

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5 Guam's highways, has excluded the Commonwealth of the Northern Marianas and other U.S.
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7 This exclusion is evident in both §3101 (c) and §3101 (n) which states that "a person having in his
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6 unincorporated, and to any commonwealth of the United States.
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