



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

MAY 22 2000

The Honorable Joanne M. S. Brown
Legislative Secretary
I Mina'Bente Singko na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature
Suite 200
130 Aspal Street
Hagåtña, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<u>Francis</u>
Time	<u>10:10am</u>
Date	<u>May 23, 2000</u>

Dear Legislative Secretary Brown:

Enclosed please find Substitute Bill No. 365 (COR), "AN ACT TO AMEND §§6206 AND 6208(b) AND TO ADD §§6208.1 AND 6208.2, ALL OF ARTICLE 1, CHAPTER 6, DIVISION 1 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO MAXIMIZING THE EFFICIENCY OF REVIEW OF GOVERNMENT CLAIMS AND TO REQUIRE NOTIFICATION TO CLAIMANTS OF THE BASIS FOR DENIAL OF ANY CLAIM", which I have signed into law today as **Public Law No. 25-130**.

This legislation provides that claims against the government for damage due to vehicular accidents may be settled by the Attorney General, up to an amount not higher than \$15,000, without approval of the Governor. These vehicular accident claims must be settled within 30 days, instead of the 6-month time period allowed for settlement of other government claims. The legislation also allows the Attorney General to hire outside adjusters to assess the costs of these claims.

Very truly yours,

Carl T. C. Gutierrez
I Maga'Lahen Guåhan
Governor of Guam

Attachment: copy attached for signed bill or overridden bill
original attached for vetoed bill

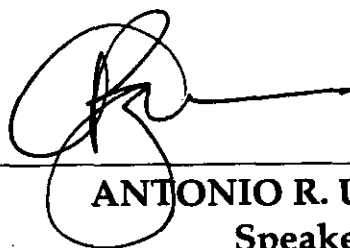
cc: The Honorable Antonio R. Unpingco
Speaker

00940

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session

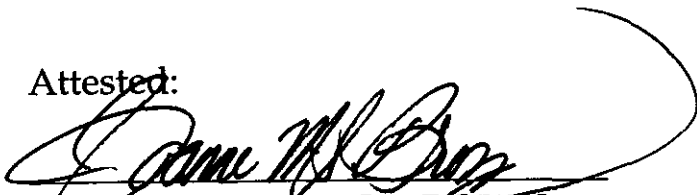
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 365 (COR) "AN ACT TO AMEND §§6206 AND 6208(b) AND TO ADD §§6208.1 AND 6208.2, ALL OF ARTICLE 1, CHAPTER 6, DIVISION 1 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO MAXIMIZING THE EFFICIENCY OF REVIEW OF GOVERNMENT CLAIMS AND TO REQUIRE NOTIFICATION TO CLAIMANTS OF THE BASIS FOR DENIAL OF ANY CLAIM," was on the 11th day of May 2000, duly and regularly passed.




ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

.....
This Act was received by *I Maga'lahaen Guahan* this 16th day of May, 2000,
at 10:55 o'clock 9 .M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: 5-22-00

Public Law No. 25-130

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 365 (COR)

As substituted by the Committee
on Judiciary, Public Safety, Consumer
Protection and Human Resources
Development and amended on the Floor.

Introduced by:

V. C. Pangelinan
A. R. Unpingco
Mark Forbes
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
J. M.S. Brown
E. B. Calvo
M. G. Camacho
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
K. S. Moylan
J. C. Salas
S. A. Sanchez, II

**AN ACT TO AMEND §§6206 AND 6208(b) AND TO
ADD §§6208.1 AND 6208.2, ALL OF ARTICLE 1,
CHAPTER 6, DIVISION 1 OF TITLE 5 OF THE
GUAM CODE ANNOTATED, RELATIVE TO
MAXIMIZING THE EFFICIENCY OF REVIEW OF
GOVERNMENT CLAIMS AND TO REQUIRE
NOTIFICATION TO CLAIMANTS OF THE BASIS
FOR DENIAL OF ANY CLAIM.**

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

2 **Section 1. Legislative Statement.** *I Liheslaturan Guåhan* finds that
3 motor vehicle accidents constitute a substantial portion of all claims filed
4 against the government. Six (6) months currently authorized for the
5 government to complete an investigation for any claims against it imposes
6 excessive and undue burden on the public who, due to the inadequate
7 availability of public transit, must rely on private transportation to sustain
8 their livelihoods.

9 In the best interest of the people of Guam, it is the intent of *I Liheslaturan*
10 *Guåhan* to accelerate the investigation period and subsequent payment for
11 claims filed against the government pursuant to the Government Claims Act
12 for damages to motor vehicles involved in an accident.

13 *I Liheslaturan Guåhan* further intends to require the government to give
14 notice to claimants when any claim is denied of the legal basis relied on
15 therefore. These measures together will serve to allow claimants in these
16 matters more expedient settlement or access to the judicial system. It will
17 allow them the benefit of the resources of this government when assessing
18 their claims, and will continue to require the government to fully investigate
19 any claims against it in the most efficient manner available to it.

20 **Section 2.** Section 6206 of Article 1, Chapter 6, Division 1 of Title 5 of
21 the Guam Code Annotated is hereby *amended* to read as follows:

22 **"Section 6206. Settlement of Claims Before Action.**

23 (a) The Attorney General, *subject* to the approval of *I*
24 *Maga'lahaen Guåhan* for settlements of over Fifteen Thousand

1 Dollars (\$15,000.00) for a claim for damages to a motor vehicle
2 incurred in an accident involving the motor vehicle of the claimant
3 filed exclusively pursuant to §6105(b), where the aggregate of the
4 claim for the motor vehicle of the claimant, *not* including any
5 claim, or any portion of the claim, for personal injury, is for less
6 than Fifteen Thousand Dollars (\$15,000.00); and Three Thousand
7 Dollars (\$3,000.00) for all other claims, may settle for money
8 damages any claim against a line agency or autonomous agency
9 under this Chapter. The Attorney General may recommend other
10 relief, *if* appropriate.

11 (b) In the case of autonomous agencies, the Claims
12 Officer, *subject* to the approval of the Board, the Attorney General
13 and *I Maga'lahen Guãhan*, or if there be no Board, the highest
14 official of such agency, the Attorney General and *I Maga'lahen*
15 *Guãhan* for settlements of over Fifteen Thousand Dollars
16 (\$15,000.00) for a claim for damages to a motor vehicle incurred in
17 an accident involving the motor vehicle of the claimant filed
18 exclusively pursuant to §6105(b), where the aggregate of the claim
19 for the motor vehicle of the claimant, *not* including any claim, or
20 any portion of the claim, for personal injury, is for less than Fifteen
21 Thousand Dollars (\$15,000.00); and Three Thousand Dollars
22 (\$3,000.00) for all other claims, may settle for money damages any
23 claim filed against said agency under this Chapter. The Attorney
24 General may recommend other relief as may be appropriate."

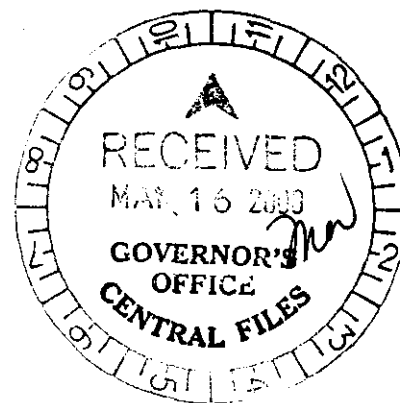
1 basis to assist in assessing the value of claims filed pursuant to this
2 Chapter.”



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

May 16, 2000

The Honorable Carl T.C. Gutierrez
I Maga'lahaen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910



Dear *Maga'lahi* Gutierrez:

Transmitted herewith are Substitute Bill Nos. 365(COR), 242(LS), 408(COR) and 396(LS) which were passed by *I Mina'Bente Singko Na Liheslaturan Guåhan* on May 11, 2000.

Sincerely,

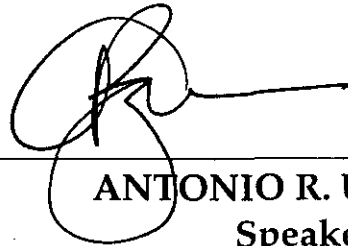
JOANNE M.S. BROWN
Senator and Legislative Secretary

Enclosure (4)

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session


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

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ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guahan* this 16th day of May, 2000,
at 10:55 o'clock 9 .M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: _____

Public Law No. _____

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 365 (COR)

As substituted by the Committee
on Judiciary, Public Safety, Consumer
Protection and Human Resources
Development and amended on the Floor.

Introduced by:

V. C. Pangelinan
A. R. Unpingco
Mark Forbes
F. B. Aguon, Jr.
E. C. Bermudes
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J. M.S. Brown
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6 excessive and undue burden on the public who, due to the inadequate
7 availability of public transit, must rely on private transportation to sustain
8 their livelihoods.

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10 *Guåhan* to accelerate the investigation period and subsequent payment for
11 claims filed against the government pursuant to the Government Claims Act
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14 notice to claimants when any claim is denied of the legal basis relied on
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1 Dollars (\$15,000.00) for a claim for damages to a motor vehicle
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3 filed exclusively pursuant to §6105(b), where the aggregate of the
4 claim for the motor vehicle of the claimant, *not* including any
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6 than Fifteen Thousand Dollars (\$15,000.00); and Three Thousand
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9 under this Chapter. The Attorney General may recommend other
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11 (b) In the case of autonomous agencies, the Claims
12 Officer, *subject* to the approval of the Board, the Attorney General
13 and *I Maga'lahen Guãhan*, or if there be no Board, the highest
14 official of such agency, the Attorney General and *I Maga'lahen*
15 *Guãhan* for settlements of over Fifteen Thousand Dollars
16 (\$15,000.00) for a claim for damages to a motor vehicle incurred in
17 an accident involving the motor vehicle of the claimant filed
18 exclusively pursuant to §6105(b), where the aggregate of the claim
19 for the motor vehicle of the claimant, *not* including any claim, or
20 any portion of the claim, for personal injury, is for less than Fifteen
21 Thousand Dollars (\$15,000.00); and Three Thousand Dollars
22 (\$3,000.00) for all other claims, may settle for money damages any
23 claim filed against said agency under this Chapter. The Attorney
24 General may recommend other relief as may be appropriate."

1 **Section 3.** Section 6208(b) of Article 1, Chapter 6, Division 1 of Title 5 of
2 the Guam Code Annotated is hereby *amended* to read as follows:

3 “(b) Thirty (30) calendar days have elapsed since the date of
4 filing a claim for damages to a motor vehicle incurred in an accident
5 involving the motor vehicle of the claimant filed exclusively pursuant to
6 §6105(b), where the aggregate of the claim for the motor vehicle of the
7 claimant, *not* including any claim, or any portion of the claim, for
8 personal injury, is for *less than* Fifteen Thousand Dollars (\$15,000.00); *or*
9 six (6) months have elapsed since the date of filing any other claim with
10 the Claims Officer.”

11 **Section 4.** Section 6208.1 is hereby *added* to Article 1, Chapter 6,
12 Division 1 of Title 5 of the Guam Code Annotated to read as follows:

13 “**Section 6208.1.** When a government Claims Officer rejects a
14 claim pursuant to §6208(a), the notice of rejection shall set forth the
15 grounds therefore, including the findings of fact, the legal basis relied
16 on for such denial, and any investigative reports reviewed by the
17 Claims Officer or initiated by that office during the pendency of the
18 investigative period.”

19 **Section 5.** Section 6208.2 is hereby *added* to Article 1, Chapter 6,
20 Division 1 of Title 5 of the Guam Code Annotated to read as follows:

21 “**Section 6208.2.** For the purposes of this Chapter, the Attorney
22 General is hereby authorized to contract with a licensed insurance
23 claims adjuster, or with various insurance claims adjusters on a rotating

1 basis to assist in assessing the value of claims filed pursuant to this
2 Chapter.”

CLERK OF THE LEGISLATURE
TRANSMISSION CHECKLIST TO I MAGA'LAHEN GUAHAN

(Included in File w/ All Bills Transmitted)

BILL NO. 365 (cop)

FINAL PROOF-READING OF BLUEBACK COPY

Initialed by:

and Date:

- EXHIBITS ATTACHED
- CONFIRM NUMBER OF PAGES
- CAPTION ON CERTIFICATION MATCHES BILL CAPTION
- ENGROSSED SIGN "*" REMOVED FROM BILL
- 15 SENATORS IN SPONSORSHIP OR CONFIRM OTHERWISE
- CERTIFICATION SIGNED BY SPEAKER & LEGIS. SECRETARY
- EMERGENCY DECLARATION, if any

Confirmed By: [Signature]

Dated: 4/2/19

- HAND CARRY BILL IN BLUEBACK (ORIGINAL & COPY)
TO THE GOVERNOR. (DANNY, ROBERT OR OTHERS)
- ACKNOWLEDGED COPY W/ ORIGINAL BLUEBACK
PLACED ON CLERK'S DESK. (Same copy given to Susan)

- FILED by: Danny, Robert or others

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session

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

This is to certify that Substitute Bill No. 365 (COR) "AN ACT TO AMEND §§6206 AND 6208(b) AND TO ADD §§6208.1 AND 6208.2, ALL OF ARTICLE 1, CHAPTER 6, DIVISION 1 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO MAXIMIZING THE EFFICIENCY OF REVIEW OF GOVERNMENT CLAIMS AND TO REQUIRE NOTIFICATION TO CLAIMANTS OF THE BASIS FOR DENIAL OF ANY CLAIM," was on the 11th day of May 2000, duly and regularly passed.

ANTONIO R. UNPINGCO
Speaker

Attested:

JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guahan* this _____ day of _____, 2000,
at _____ o'clock _____M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahen Guahan

Date: _____

Public Law No. _____



Office of the Speaker
ANTONIO R. UNPINGCO

Date: 05-15-00

Time: 1110

Rec'd by: _____

Print Name: Antonio R. Unpingco

I MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN

2000 (SECOND) Regular Session

Date: 5/11/00

VOTING SHEET

S Bill No. 365(COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
AGUON, Frank B., Jr.	✓				
BERMUDES, Eulogio C.	✓				
BLAZ, Anthony C.	✓				
BROWN, Joanne M.S.	✓				
CALVO, Eduardo B.	✓				
CAMACHO, Marcel G.	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LAMORENA, Alberto C., V	✓				
LEON GUERRERO, Carlotta A.	✓				
MOYLAN, Kaleo Scott	✓				
PANGELINAN, Vicente C.	✓				
SALAS, John C.	✓				
SANCHEZ, Simon A., II					EA
UNPINGCO, Antonio R.	✓				

TOTAL

14

1

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



FILE

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

April 27, 2000

(DATE)

Memorandum

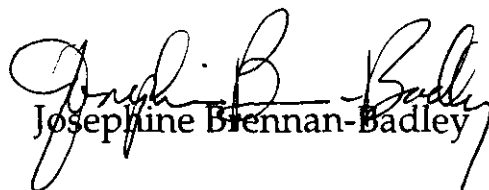
To: Senator V. C. Pangelinan

From: Clerk of the Legislature

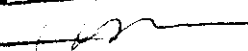
Subject: Report on Bill No. 365(COR)

Pursuant to §7.04 of Rule VII of the 25th Standing Rules, transmitted herewith is a copy of the Committee Report on Bill No. 365(COR), for which you are the prime sponsor.

Should you have any questions or need further information, please call the undersigned at 472-3464/5.


Josephine Brennan-Badley

Attachment

received


4/28/00



COMMITTEE ON JUDICIARY, PUBLIC SAFETY,
CONSUMER PROTECTION, AND HUMAN RESOURCES
DEVELOPMENT

I MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN

JOHN CAMACHO SALAS, CHAIRMAN

April 26, 2000

Honorable Speaker Antonio R. Unpingco, Speaker
Mina' Bente Singko Na Liheslaturan Guahan
155 Hessler Street
Hagatna, Guam 96910

Dear Mr. Speaker:

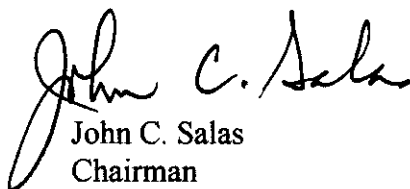
The Committee on Judiciary, Public Safety, Consumer Protection and Human Resources Development t which was referred Bill No. 365 has had the same under consideration and now wishes to report back the same with recommendation **TO DO PASS**.

The Committee votes are as follows:

To Do Pass	<u>4</u>
No To Pass	<u>0</u>
Abstain	<u>0</u>
Other	<u>0</u>

A copy of the Committee's report and other pertinent documents are attached for your reference and information.

Sincerely,


John C. Salas
Chairman



25th GUAM
LEGISLATURE

SENATOR JOHN CAMACHO SALAS

CHAIRMAN

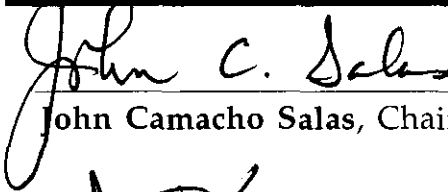
COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION AND HUMAN RESOURCES DEVELOPMENT

VOTING SHEET

BILL NUMBER 365

TITLE An ac to amend 5 GCA §6208(b) and to add a new 5 GCA §6208.1, relative to maximizing the efficiency of review of Government claims by reducing the time in which the Government must investigate and respond to claims for damages to motor vehicles filed against it, and to require notification to claimants of the basis for denial of any claims.

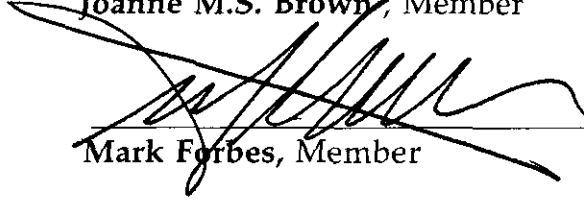
TO DO PASS **NOT TO PASS** **ABSTAIN** **INACTIV FILE**


John Camacho Salas, Chairman

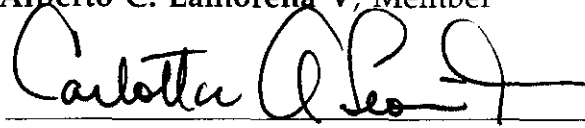

Kaleo S. Moylan, Vice-Chairman

Frank B. Aguon, Jr., Member

Joanne M.S. Brown, Member


Mark Forbes, Member

Alberto C. Lamorena V, Member


Carlotta A. Leon Guerrero, Member

Antonio R. Unpingco, Ex-Officio

Committee on Judiciary, Public Safety, Consumer Protection, and
Human Resources Development
Committee Report on Bill 365
Publicly Heard Monday 24, 2000

Bill 365 : An act to amend 5 GCA §6208(b) and to a new 5 GCA §6208.1 relative to maximizing the efficiency of review of Government claims by reducing the time in which the Government must investigate and respond to, claims for damages to motor vehicles filed against it, and to require notification to claimants of the basis for denial of any claim

I. ATTENDANCE

- Senator John C. Salas, Chairman
- Senator Carlotta Leon Guerrero
- Senator Frank Augon
- Senator Vicente Pangelinan
- Senator Alberto Lamorena, member

II. MAIN SPONSORS

Senator Vicente Pangelinan

III. SYNOPSIS

Bill 365 proposes to maximize the claims process for accidents involving government vehicles.

IV. TESTIMONY

Senator Pangelinan, stated that the bill prioritizes the review of accident claims involving Government vehicles.

Chairman Salas, stated that Insurance Groups and the Attorney Generals' office was informed of the hearing of Bill 365.

V. COMMITTEE FINDINGS & RECOMMENDATION

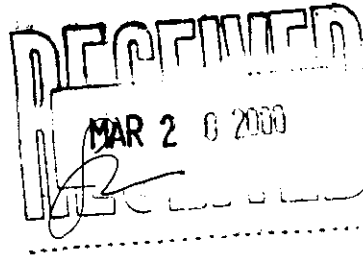
The Committee recommends **TO DO PASS Bill 365**.



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
Kumitean Areklamento, Refotman Gubetnamento Siha, Inetnon di Nuebu, yan Asunton Fidirat

*Senator Mark Forbes, Chairman
Kabisiyon Mayurdit*

17 MAR 2000



MEMORANDUM

TO: Chairman
Committee on Judiciary, Public Safety, Consumer Protection
and Human Resources Development

FROM: Chairman
Committee on Rules, Government Reform, Reorganization
and Federal Affairs

SUBJECT: Principal Referral - Bill No. 365

The above bill is referred to your Committee as the Principal Committee. In accordance with Section 6.04.05. of the Standing Rules, your Committee "shall be the Committee to perform the public hearing and have the authority to amend or substitute the bill, as well as report the bill out to the Body." It is recommended that you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment

JPS

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 365 (COR)

Introduced by:

Introduced
NOV 30 1999
v. c. pangelinan
A. R. Unpingco

AN ACT TO AMEND 5 GCA §6208(b) AND TO
ADD A NEW 5 GCA §6208.1, RELATIVE TO
MAXIMIZING THE EFFICIENCY OF REVIEW OF
GOVERNMENT CLAIMS BY REDUCING THE
TIME IN WHICH THE GOVERNMENT MUST
INVESTIGATE AND RESPOND TO CLAIMS FOR
DAMAGES TO MOTOR VEHICLES FILED
AGAINST IT, AND TO REQUIRE NOTIFICATION
TO CLAIMANTS OF THE BASIS FOR DENIAL OF
ANY CLAIM.

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9 any claims against it in the most efficient manner available to it.

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11 as follows:

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14 settlements of over ~~\$3,000~~ Fifteen Thousand Dollars (\$15,000) for a claim
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17 where the aggregate of the claim for the motor vehicle of the claimant,
18 not including any claim, or any portion of the claim, for personal injury,
19 is for less than Fifteen Thousand Dollars (\$15,000); and \$3,000 for all
20 other claims, may settle for money damages any claim against a line
21 agency or autonomous agency under this Chapter. The Attorney
22 General may recommend other relief if appropriate.

23 (b) In the case of autonomous agencies, the Claims Officer,
24 subject to the approval of the Board, the Attorney General and the

1 Governor, or if there be no board, the highest official of such agency, the
2 Attorney General and the Governor for settlements of over ~~\$3,000~~
3 Fifteen Thousand Dollars (\$15,000) for a claim for damages to a motor
4 vehicle incurred in an accident involving the motor vehicle of the
5 claimant filed exclusively pursuant to §6105(b), where the aggregate of
6 the claim for the motor vehicle of the claimant, not including any claim,
7 or any portion of the claim, for personal injury, is for less than Fifteen
8 Thousand Dollars (\$15,000); and \$3,000 for all other claims, may settle
9 for money damages any claim filed against said agency under this
10 Chapter. The Attorney General may recommend other relief as may be
11 appropriate.”

12 **Section 3.** Subsection (b) of §6208 of Title 5, Guam Code Annotated, is
13 amended to read as follows:

14 “(b) Thirty (30) calendar days have elapsed since the date of
15 filing a claim for damages to a motor vehicle incurred in an accident
16 involving the motor vehicle of the claimant filed exclusively pursuant to
17 §6105(b), where the aggregate of the claim for the motor vehicle of the
18 claimant, not including any claim, or any portion of the claim, for
19 personal injury, is for less than Fifteen Thousand Dollars (\$15,000); or
20 Ssix months have elapsed since the date of filing any other ~~the~~ claim
21 with the Claims Officer.”

22 **Section 4.** A new §6208.1 is added to Title 5, Guam Code Annotated, to
23 read as follows:

1 “§6208.1. When a government Claims Officer rejects a claim
2 pursuant to §6208(a), the notice of rejection shall set forth the grounds
3 therefore, including the findings of fact, the legal basis relied on for such
4 denial, and any investigative reports reviewed by the Claims Officer or
5 initiated by that office during the pendency of the investigative period.”



Mina Bente Sirigko na
Liheslaturan Guahan

SENATOR JOHN CAMACHO SALAS CHAIRMAN

COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION AND HUMAN RESOURCES DEVELOPMENT

TESTIMONY SIGN IN SHEET

Monday, April 24, 2000

Bill Number **365**

Title An ac to amend 5 GCA §6208(b) and to add a new 5 GCA §6208.1, relative to maximizing the efficiency of review of Government claims by reducing the time in which the Government must investigate and respond to claims for damages to motor vehicles filed against it, and to require notification to claimants of the basis for denial of any claims.


NAME	ORGANIZATION	TESTIMONY
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CONTACT	MAILING ADDRESS	<input type="checkbox"/> AGAINST <input type="checkbox"/> ORAL
NAME	ORGANIZATION	TESTIMONY
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Notice of Public Hearing
Senator John Camacho Salas
 Chairman of the Committee on
 Judiciary, Public Safety, Consumer Protection & Human Resources Development

AGENDA:

CONFIRMATION OF MR. DAVID DELL'ISOLA, AS DIRECTOR OF DEPARTMENT OF LABOR

CONFIRMATION OF MS. SHEILA S. TORRES, AS DIRECTOR OF AGENCY FOR HUMAN RESOURCES DEVELOPMENT

BILL 365: AN ACT TO AMEND 5 GCA §6208(b) AND TO ADD A NEW 5 GCA §6208.1 RELATIVE TO MAXIMIZING THE EFFICIENCY OF REVIEW OF GOVERNMENT CLAIMS, BY REDUCING THE TIME IN WHICH THE GOVERNMENT MUST INVESTIGATE AND RESPOND TO CLAIMS FOR DAMAGES TO MOTOR VEHICLES FILED AGAINST IT, AND TO REQUIRE NOTIFICATIONS TO CLAIMANTS OF THE BASIS FOR DENIAL.

BILL 379: AN ACT TO ADD NEW SECTIONS 43103 TO 43108 TO CHAPTER 43 OF TITLE 7 GCA, RELATIVE TO ALTERNATIVE DISPUTE RESOLUTION; ENACTING NEW PROVISIONS RELATING TO MEDIATION; AND PROVIDING AN EFFECTIVE DATE.

9:00 AM Monday, April 24, 2000
Legislature's Public Hearing Room

address: 777 Sinajana Commercial Building, Route 4, Sinajana, Guam 96926
 telephone: 472-3431, fax: 472-3433
 website: KUENTOS-http://www.guam.net/sensalas
 American Disabilities Association Coordinator:

e-mail: jsalas@sensalas.guam.net
 TALAYA-http://www2.ite.net/senators/sensalas
 Rowena Bartonico tel: 472-3431

1999

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 365 (C.F.R.)

Introduced by:

v. c. pangelinan
A. R. Unpingco

**AN ACT TO AMEND 5 GCA §6208(b) AND TO
ADD A NEW 5 GCA §6208.1, RELATIVE TO
MAXIMIZING THE EFFICIENCY OF REVIEW OF
GOVERNMENT CLAIMS BY REDUCING THE
TIME IN WHICH THE GOVERNMENT MUST
INVESTIGATE AND RESPOND TO CLAIMS FOR
DAMAGES TO MOTOR VEHICLES FILED
AGAINST IT, AND TO REQUIRE NOTIFICATION
TO CLAIMANTS OF THE BASIS FOR DENIAL OF
ANY CLAIM.**

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

2 **Section 1. Legislative Statement.** *I Liheslaturan Guåhan* finds that
3 motor vehicle accidents constitute a substantial portion of all claims filed
4 against the government. Six (6) months currently authorized for the
5 government to complete an investigation for any claims against it imposes
6 excessive and undue burden on the public who, due to the inadequate
7 availability of public transit, must rely on private transportation to sustain
8 their livelihoods.

9 In the best interest of the people of Guam, it is the intent of *I Liheslaturan*
10 *Guåhan* to accelerate the investigation period and subsequent payment for

1 claims filed against the government pursuant to the Government Claims Act
2 for damages to motor vehicles involved in an accident.

3 *I Liheslaturan Guåhan* further intends to require the government to give
4 notice to claimants when any claim is denied of the legal basis relied on
5 therefore. These measures together will serve to allow claimants in these
6 matters more expedient settlement or access to the judicial system. It will
7 allow them the benefit of the resources of this government when assessing
8 their claims, and will continue to require the government to fully investigate
9 any claims against it in the most efficient manner available to it.

10 **Section 2.** §6206 of Title 5, Guam Code Annotated, is amended to read
11 as follows:

12 **“§6206. Settlement of Claim Before Action.** (a) The
13 Attorney General, subject to the approval of the Governor for
14 settlements of over ~~\$3,000~~ Fifteen Thousand Dollars (\$15,000) for a claim
15 for damages to a motor vehicle incurred in an accident involving the
16 motor vehicle of the claimant filed exclusively pursuant to §6105(b),
17 where the aggregate of the claim for the motor vehicle of the claimant,
18 not including any claim, or any portion of the claim, for personal injury,
19 is for less than Fifteen Thousand Dollars (\$15,000); and \$3,000 for all
20 other claims, may settle for money damages any claim against a line
21 agency or autonomous agency under this Chapter. The Attorney
22 General may recommend other relief if appropriate.

23 (b) In the case of autonomous agencies, the Claims Officer,
24 subject to the approval of the Board, the Attorney General and the